

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCp-2600-2021 (O&M)

Date of Decision: 23.03.2022

SURJIT SINGH

...Petitioner

vs.

ANIRUDH TIWARI

...Respondent

Coram : Hon'ble Mr. Justice B.S. Walia.

Present: None for the petitioner

Mr. Aditya Sharda, AAG, Punjab.

B.S. Walia, J. (Oral)

1. Prayer in the petition is for initiating proceedings against the respondents for intentional and willful defiance of order Annexure P/1 dated 5.8.2021, in CWP-14732-2021 in case titled as "Surjit Singh vs. State of Punjab and others".

2. A perusal of order Annexure P/1 dated 5.8.2021 reveals that CWP-14732-2021 was disposed by directing the respondents to consider representation dated 9.3.2020 moved by the petitioner and decide the same in accordance with law by passing a speaking order preferably within one month from the date of receipt of certified copy of the order.

3. None has put in appearance on behalf of the petitioner.

4. However, learned AAG, Punjab, refers to order Annexure R-1 dated 9.3.2022 attached along with reply dated 17.3.2022, rejecting representation dated 9.3.2020 filed by the petitioner. Learned AAG contends that in the circumstances, no action under the Contempt of

Courts Act, 1971 is warranted against the respondents.

5. I have considered the submissions of learned AAG, Punjab, perused the perused the record and am of the view that in view of order Annexure R-1 dated 9.3.2022 having been passed in compliance of order dated 5.8.2021 in CWP-14732-2021 and representation dated 9.3.2020 having been decided, no action is called for against the respondents under the Contempt of Courts Act, 1971.

6. Accordingly, in the light of the position noted above, the instant petition is disposed of as not calling for any action against the respondents under the Contempt of Courts Act, 1971, while granting liberty to the petitioner to challenge order Annexure R-1 dated 09.03.2022 by way of appropriate proceedings in accordance with law. Liberty is also granted to the petitioner to move an application for revival of the contempt petition, if cause survives.

6. Rule discharged.

(B.S. Walia)
Judge

23.03.2022

gsv

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No