

COCp-2637-2021(O&M)

Date of Decision : 03.02.2022

Bijender

...Petitioner

versus

Amitab Singh Dhillon, IPS, Transport Commissioner, Haryana

....Respondent

Coram : Hon'ble Mr. Justice B.S. WaliaPresent : Mr.Rishav Sharma, Advocate for
Mr. Raj Kaushik, Advocate for the petitioner.

Mr. Pawan Longia, DAG, Haryana.

B.S. Walia, J. (VC)

1. Case is being taken up for hearing through Video Conferencing due to Covid-19 pandemic.

2. Prayer in the petition is for initiating proceedings against the respondent for intentional and willful defiance of order Annexure P/1 dated 29.10.2021, in CWP-21527-2021.

3. A perusal of order Annexure P/1 reveals that CWP-21527-2021 was disposed of vide order dated 29.10.2021, by directing the Transport Commissioner, Haryana, to decide the application submitted by the petitioner positively within 15 days from the date of receipt of certified copy of the order.

4. Learned counsel appearing on behalf of the petitioner states that arguing counsel is unable to join proceedings on account of his having to attend a cremation but he has been instructed to state that in

view of decision having been taken by the respondent vide order dated

29.11.2021, rejecting the application submitted by the petitioner, the petitioner is not interested in pursuing the contempt petition and the same may be disposed of as such while granting liberty to the petitioner to challenge order dated 29.11.2021, in accordance with law.

5. Copy of order dated 29.11.2021, as has been produced by the learned DAG is taken on record.

6. Admittedly, notice has not yet been issued in this case. In the circumstances, in view of decision having been taken by the respondent on the application submitted by the petitioner vide order dated 29.11.2021, as well as statement of learned counsel for the petitioner, no action under the Contempt of Courts Act, 1971, is called for against the respondent. Accordingly, the contempt petition is disposed of as such with the liberty as prayed for.

(B.S. Walia)

Judge

03.02.2022

rajesh

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