

[125] IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCN No.2702 of 2021

Date of Decision : 14.03.2022

Mahender @ Mahender Kumar and others ...Petitioners

versus

S.N. Roy, IAS and othersRespondents

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

Present : Mr. Deepak Sonak, Advocate for the petitioners.
Mr. Pawan Longia, DAG, Haryana.

B.S. Walia, J.

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

[2] Prayer in the petition under Section 12 of the Contempt of Courts Act, 1971 is for initiating proceedings against the respondents for intentional and willful defiance of order (Annexure P-1) dated 27.02.2020 in CWP No. 5344 of 2020.

[3] Notice has yet not been issued in the instant case.

[4] At the outset, learned DAG, Haryana, states that operation of order (Annexure P-1) dated 27.02.2020 in CWP No.5344 of 2020 has been stayed by Hon'ble the Division Bench in LPA No.178 of 2022 on 04.03.2022. Learned DAG further states that in the circumstances, the contempt petition be disposed of as not calling for any orders against the respondents under the Contempt of Courts Act, 1971.

[5] Learned counsel for the petitioners states that in the

the same may be disposed of as such, while granting liberty to the petitioners to move an application for revival of the instant petition in the eventuality of order dated 04.03.2022, staying the operation of order (Annexure P-1) dated 27.02.2020 in CWP No.5344 of 2020 being vacated or LPA No.178 of 2022 being decided in favour of the petitioners.

[6] I have considered the submission of learned counsel.

[7] Admittedly, operation of order (Annexure P-1) dated 27.02.2020 in CWP No.5344 of 2020 has been stayed by Hon'ble the Division Bench on 04.03.2022 in LPA No.178 of 2022. Accordingly, in the light of the position noted above, as well as statement of learned counsel for the petitioners, the instant petition is *disposed of* as not calling for any action against the respondents under the Contempt of Courts Act, 1971 at this stage. However liberty is granted to the petitioners to move an application for revival of the contempt petition in the eventuality of vacation of order dated 04.03.2022 in LPA No.178 of 2022 or decision of LPA No.178 of 2022 in favour of the petitioners, whichever is earlier.

(B.S. Walia)
Judge

14.03.2022
'Rajneesh'

<i>Whether speaking/ reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>