

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

COCN No.2799 of 2021

Date of Decision : 04.02.2022

Mohinder Kumari

...Petitioner

Versus

Manpreet Singh, IAS, Director, Department of
Rural Development and Panchayat, Mohali.

....Respondent

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

Present : Mr. Satnam Singh Thakur, Advocate for the petitioner.
Ms. Deepali Puri, Addl. AG, Punjab.

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 under Sections 11 & 12 of the Contempt of Courts Act, 1971, is for initiation of proceedings against the respondent for intentional and willful defiance of order (Annexure P-1) dated 26.10.2021 in CWP No.20718 of 2021 in case titled as 'Mohinder Kumari versus State of Punjab and others'.

[3] A perusal of order (Annexure P-1) dated 26.10.2021 reveals that CWP No.20718 of 2021 was disposed of by directing the respondent to consider the legal notice dated 20.03.2021 as representation by the petitioner and to decide the same in accordance with law, by passing a speaking order, preferably within 01 month from the date of receipt of certified copy of the order and in case, the petitioner was found entitled to some payment and there was no impediment for the release of the same, to release the same to the petitioner as per law without any delay.

[5] On 02.02.2022, none was present on behalf of the petitioner during the preliminary hearing whereupon the case was adjourned for today. Today, learned State Counsel has placed on record copy of order dated 02.02.2022 passed by the respondent, rejecting the claim of the petitioner as contained in legal notice dated 20.03.2021. Order dated 02.02.2022 passed by the respondent is taken on record and copy thereof supplied to learned counsel for the petitioner, who on perusal thereof states that in the circumstances, 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 02.02.2022 by way of appropriate proceedings, in accordance with law.

[6] Admittedly, the respondent has decided the claim of the petitioner as contained in legal notice dated 20.03.2021 by way of order dated 02.02.2022 in terms of order dated 26.10.2021 in CWP No. 20718 of 2021.

[7] In view of the position noted above, 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.

[8] Accordingly, the contempt petition is *disposed of* as such, while granting liberty to the petitioner, as prayed for.

(B.S. Walia)
Judge

04.02.2022
'Rajneesh'

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