

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

108

COCp-2814-2021

Date of Decision :22.02.2022

JAGANDEEP SINGH

...Petitioner

Versus

DR. NANAK SINGH

....Respondent

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

Present : Ms. Harmeet Kaur, Advocate for the petitioner.

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/2 dated 29.10.2021, in CRWP-10308 of 2021.

[3] A perusal of order Annexure P/2 dated 29.10.2021, reveals that CRWP-10308 of 2021, was disposed of by directing the Superintendent of Police, Gurdaspur to look into representation dated 14.10.2021 submitted by the petitioner and if required, to do the needful in accordance with law. Learned counsel contends that the instant contempt petition was filed on account of failure on the part of the respondents to do the needful.

[4] Issue notice to the respondent to show cause as to why proceedings under the Contempt of Courts Act, 1971 be not initiated against him.

[5] Mr. Aditya Sharda, AAG, Punjab, accepts notice on behalf of the respondent and has produced copy of speaking order dated 24.11.2021, passed by the respondent, rejecting the claim of the petitioner

as contained in representation dated 14.10.2021 as also in the light of contentions raised in the writ petition. The same is taken on record. Copy thereof supplied to learned counsel for the petitioner, who 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 24.11.2021, by way of appropriate proceedings, in accordance with law.

[6] Learned AAG on the other hand contends that in view of order dated 29.10.2021, having been complied with by deciding the claim of the petitioner as contained in representation dated 14.10.2021, no action under the Contempt of Courts Act, 1971, is called for against the respondent.

[7] I have considered the submissions of learned counsel.

[8] Admittedly, order has been passed in compliance of directions dated 29.10.2021, in CRWP-10308 of 2021, rejecting the claim of the petitioner. Accordingly, in the light of position noted above, no action under the Contempt of Courts Act, 1971, is called for against respondent. Contempt petition is disposed of as such while granting liberty to the petitioner to challenge order dated 24.11.2021, by way of appropriate proceedings, in accordance with law.

[9] Rule discharged.

(B.S. Walia)
Judge

22.02.2022
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<i>Whether speaking/ reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>