

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

COCN No.2322 of 2022

Date of Decision : 21.10.2022

Lakhmi Chand

...Petitioner

versus

Naveen Kumar, SDM-cum-Assistant
Collector, Charkhi Dadri and others

....Respondent

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

Present : Mr. R.A. Sheoran, Advocate for the petitioner.
Mr. Vishal Malik, DAG, Haryana.

B.S. Walia, J. (Oral)

[1] Prayer in the petition is for initiation of proceedings against the respondents for intentional and willful defiance of order, Annexure P-2, dated 29.04.2022, in CWP No.23155 of 2021 in case titled as 'Lakhmi Chand versus Assistant Collector, 1st Grade, Charkhi Dadri and others'.

[2] A perusal of order (Annexure P-2) reveals that CWP No.23155 of 2021 was disposed of vide order dated 29.04.2022 by taking into account the stand of the learned State Counsel that the appeal filed by the private respondents having been dismissed by the Appellate Authority and concerned District Magistrate would be appointed within six weeks for execution of order of eviction as passed by the Assistant Collector 1st Grade, Charkhi Dadri.

[3] At the outset, learned DAG, Haryana states that order of dismissal of appeal passed by the Appellate Authority has been stayed by the Revisional Authority vide order dated 21.09.2022 passed by the Commissioner, Rohtak Division, Rohtak, therefore, in the circumstances,

no action is called for against the respondents under the Contempt of Courts Act, 1971.

[4] Faced with the aforementioned position, learned counsel for the petitioner states that he does not press the instant petition and may be permitted to withdraw the same with liberty to pursue the matter before the Revisional Authority.

[5] In view of the position noted above, as well as statement of learned counsel for the petitioner, 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 as prayed for.

(B.S. Walia)
Judge

21.10.2022
'Rajneesh'

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