

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

COCP No. 51 of 2022

Date of Decision :01.02.2022

Shreepat @ Shiv Prasad

...Petitioner

versus

Anand Collection through its proprietor

....Respondent

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

Present : Mr. K.L. Saini, 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 under Section 12 of the Contempt of Courts Act, 1971 is for punishing the respondents for intentionally and willfully disobeying orders dated 04.08.2017 (P-1) in CWP No. 19458 of 2013.

[3] A perusal of order (Annexure P-1) dated 04.08.2017 reveals that CWP No. 19458 of 2013 was disposed of by directing the respondent herein to pay compensation of Rs. 1 lakh to the petitioner herein within a period of three months failing which the same was to be paid along with interest @ 9 per cent per annum.

[4] On query with regard to maintainability of the instant petition in the light of Section 20 of the Contempt of Courts Act, learned counsel prays for permission to withdraw the instant petition with liberty to take out appropriate proceedings in accordance with law for securing the release of payment to the petitioner in terms of entitlement as per order (Annexure P-1) dated 04.08.2017 in CWP No. 19458 of 2013.

[5] In the light 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.

[6] Accordingly, the contempt petition is disposed of as such while granting liberty to the petitioner to take out appropriate proceedings in

accordance with law to secure payment to the petitioner as per entitlement in terms of order dated 04.08.2017 in CWP No. 19458 of 2013.

(B.S. Walia)
Judge

01.02.2022
Rajesh/Jyoti-II

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