

COCN-2432-2022

Date of Decision :05.12.2022

PUSHPA RANI

...Petitioner

Versus

VIRAT HCS SECRETARY

....Respondent

Coram : Hon'ble Mr. Justice B.S. WaliaPresent: Mr. Rinky Gupta, Advocate and
Mr. Rajinder Jammu, Advocate for the petitioner.

Mr. Pawan Kumar Longia, 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/1 dated 08.09.2022 in CWP No. 20256 of 2022 in case titled as Pushpa Rani vs. State of Haryana and others.

[2] A perusal of order, Annexure P/1 reveals that CWP No.20256 of 2022 was disposed of by directing the respondent to decide representation dated 29.08.2022 by passing a speaking order within four weeks from the date of receipt of copy of the order.

[3] Learned DAG has filed reply by way of affidavit on behalf of the respondent along with copy of speaking order, Annexure R-1/1 dated 24.11.2022 and states that in view of the claim of the petitioner having been considered but rejected, action under the Contempt of Courts Act, 1971 is not called for against the respondent. Affidavit dated 02.12.2022 along with speaking order, Annexure R-1/1 dated 24.11.2022 is taken on record. Copy thereof supplied to learned counsel for the petitioner who on perusal thereof states that in view of speaking order, Annexure R-1/1 dated 02.12.2022, he does not press the instant petition but prays for grant of liberty to the petitioner to challenge order, Annexure R-1/1 dated 02.12.2022 by way of appropriate proceedings in accordance with law.

[4] In view of the position noted above as well as the statement of learned counsel for the petitioner, the instant petition is disposed of as not calling for any action against the respondent under the Contempt of Courts Act, 1971 while granting liberty to petitioner as prayed for.

(B.S. Walia)
Judge

05.12.2022
'Amit'

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