

COCP-2501-2022

Date of Decision :07.12.2022

Ashok Sood

...Petitioner

Versus

D.K. Tiwari and another

....Respondents

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

Present : Mr. Amrik Singh, Advocate for the petitioners.

Mr. Ajit Singh Natt, AAG, Punjab.

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 7.12.2020, in CWP-21884-2020.

2. A perusal of order Annexure P/1 reveals that CWP-21884-2020, was disposed of by directing the competent authority to consider and decide representation dated 15.07.2020, within three months from the date of receipt of certified copy of the order.

3. Learned AAG, Punjab, has produced copy of order dated 17.11.2022, stating that no final order could be passed till the decision of Hon'ble the Supreme Court in SLP (C)- 45053 -2019, in which, Hon'ble the Supreme Court vide order dated 24.01.2020, had stayed the operation of the judgment in R.K. Aggarwal's case on the basis of which the petitioner was claiming the relief as set up in his representation. Copy of order dated 27.11.2022, has been supplied to learned counsel for the petitioner, who on perusal of the same, states that he does not press the instant petition but prays for grant of liberty to the petitioner to file an

application for revival of the instant petition on decision of SLP (C) No.45053 of 2019 or modification of order of stay passed by Hon'ble the Supreme Court, whichever is earlier.

4. The same is not opposed to by the learned AAG, Punjab.

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, at this stage, while granting liberty to the petitioner as prayed for.

6. Rule discharged.

(B.S. Walia)
Judge

07.12.2022

rajesh

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