

COCp-2762-2022

Date of Decision :22.12.2022

M/sAditya Birla Finance Ltd.

...Petitioner

Vs.

Vinay Pratap Singh

....Respondent

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

Present : Mr. Sumit Puri, Advocate for the petitioner.

Mr. Karan Vir Singh, Junior Standing
Counsel for the respondent.

B.S. Walia, J. (Oral)

[1] Prayer in the petition is for initiation of proceedings against the respondent for intentional and willful defiance of order, Annexure P/1 dated 15.09.2022, in CWP-20644-2022.

[2] A perusal of order Annexure P/1 reveals that CWP-20644-2022, was disposed of in view of the stand of learned counsel for UT, Chandigarh that appropriate orders would be passed on the application filed by the petitioner under Section 14 of the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002, within four weeks.

[3] Learned counsel appearing on behalf of the respondent has filed affidavit of the respondent along with order Annexure R/1 i.e. copy of order dated 07.10.2022, passed by the respondent on the application filed by the petitioner under Section 14 of the Act *ibid*. The same is taken on record and copy thereof supplied to learned counsel for the petitioner, who on perusal of the same states that although order has been passed yet

it is beyond the period of time.

[4] Learned counsel appearing on behalf of the respondent states that arguments were heard at length on 07.10.2022 in the presence of the parties and order was reserved on the said date but the orders could not be pronounced earlier on account of heavy rush of official work.

[5] I have heard learned counsel for the parties and am of the view that in view of the reasons given for inability to pass orders within the stipulated period of time as well as needful now having been done in terms of order Annexure P/1, no action under the Contempt of Courts Act, 1971 is called for against the respondent. Instant petition is accordingly disposed of as such.

[6] Rule discharged.

(B.S. Walia)
Judge

22.12.2022
rajesh

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