

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

COCN No.4097 of 2019
Date of Decision :22.09.2022

Nirbhai Singh ...Petitioner

versus

Krishan Kumar, Secretary to the Govt. of
Punjab, Deptt. of Education, Civil Secretariat
Sector 61, SAS Nagar, Punjab and othersRespondents

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

Present : Mr. Ashish Aggarwal, Advocate
for the petitioner.

Mr. Ayush Sarna, Asstt. AG, Punjab.

B.S. Walia, J. (Oral)

[1] Prayer in the instant petition is for initiation of proceedings against the respondents for intentional and willful defiance of order, Annexure P-1, dated 01.08.2019, in CWP No.13086 of 2019 in case titled as 'Nirbhai SinghversusState of Punjab and others'.

[2] A perusal of order (Annexure P-1) reveals that CWP No.13086 of 2019 was disposed of by directing the respondents to objectively consider legal notice dated 14.02.2019 as also the contentions raised by the petitioner and to pass a speaking order, in accordance with law within 45 days from the date of receipt of certified copy of the order.

[3] At the outset, learned Asstt. AG, Punjab, refers to reply dated 31.08.2020 / 04.09.2020 filed on behalf of respondent No.3 along with speaking order (Annexure R-1) dated 13.12.2019 and contends that in compliance of order (Annexure P-1), the claim of the petitioner as

the writ petition has been rejected vide order (Annexure R-1) dated 13.12.2019, therefore, no further action is called for in the instant petition.

[4] Learned counsel for the petitioner states that in view of order (Annexure R-1) dated 13.12.2019, rejecting the claim of the petitioner as contained in legal notice dated 14.02.2019, he does not press the instant petition and may be permitted to withdraw the same with liberty to challenge order (Annexure R-1) dated 13.12.2019 by way of appropriate proceedings, in accordance with law.

[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

22.09.2022
'Rajneesh'

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