

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

201

COCP No.1075 of 2010 (O&M)
DATE OF DECISION : 4th DECEMBER, 2023

Bachpan Bachao Andolan, having its office at L-6, Kalkaji, New Delhi, through its Chairperson, Sh. R. S. Chaurasia.

.... Petitioner

Versus

Ms. Urvashi Gulati, Chief Secretary, State of Haryana & another

.... Respondents

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

*** * * ***

Present : Mr. Neetish Handa, Advocate and
Ms. Shashi, Advocate for the petitioner.

Mr. Alankar Narula, AAG, Punjab.

Mr. Pawan Kumar Longia, DAG, Haryana.

Mr. Anil Mehta, Senior Standing Counsel with
Ms. Madhu Dayal, Advocate for respondent-UT.

Mr. Sanjiv Ghai, Advocate and
Mr. Parminder S. Kaul, Advocate
for Chandigarh Commission for Protection of Child Rights.

*** * * ***

RAJBIR SEHRAWAT, J. (Oral)

1. The present petition has been filed by the petitioner under Section 12 of the Contempt of Courts Act, 1971 read with Article 215 of the Constitution of India for initiation of contempt proceedings against the respondents for not obeying the order dated 25.02.2004 passed by this court in Cr.W.P. No.46 of 1998 (Annexure P-1).

2. A perusal of the impugned order dated 25.02.2004 shows that it is in the nature of either the expectation from the authorities or in the nature of clarification of certain situations prevalent under various statutes. Moreover, for enforcement of the stipulations contained in the

order, there are various provisions contained in the statutes, which can be enforced by different statutory authorities. Therefore, the impugned order is not such an order, for non-compliance of which the ire of contempt of court should be visiting the respondents.

3. Accordingly, this court does not find any ground to proceed further in the matter. Hence, the present petition is dismissed.

4. However, the petitioner or any other aggrieved person would be fully entitled to raise his/her claim(s) before the appropriate statutory authority, in accordance with the relevant provisions contained in the statutes of the schemes/instructions issued by the concerned authorities.

5. The pending application, if any, is also disposed of accordingly.

4th December, 2023
‘raj’

(RAJBIR SEHRAWAT)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>	<i>No</i>
<i>Whether Reportable:</i>	<i>Yes</i>	<i>No</i>