

COCP-1588-2015

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

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**COCP-1588-2015 (O & M)
Date of decision: 30.11.2023**

THE JAITPURA COOPERATIVE TRANSPORT SOCIETY LTD

...Petitioner

Versus

SS DHILLON & ORS

.....Respondents

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. Amit Jhanji, Sr. Advocate with
Mr. Himmat Singh, Advocate,
for the petitioner.

Mr. Pawan Kumar Longia, DAG, Haryana.

RAJBIR SEHRAWAT, J. (Oral)

1. This is a contempt petition filed under Section 11 read with Section 12 of the Contempt of Courts Act, 1971, for punishing the respondents for disobeying the order dated 25.07.2012 passed in CWP Nos.3030, 4094 and 16986 of 2007.

2. The order, qua which the non-compliance has been alleged, is only directing the State of Haryana to strictly comply with the instructions issued by it. This Court is of the view that such an order cannot be got complied with through the contempt proceedings. If the respondents have not complied with the instructions and have taken some action, the petitioner or any other aggrieved person may be having his remedy before the competent authority. Even if the State is not taking any action in

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violation of the instructions, the petitioner or any other person may have some remedy for a mandamus against the respondents. However, the contempt proceedings are not the appropriate proceedings for any such compliance.

- 3. In view of the above, the present petition is dismissed.
- 4. However, the petitioner would be at liberty to raise his grievance before the appropriate forum, but in accordance with law.
- 5. Rule issued to the respondents stands discharged.

30.11.2023
parveen kumar

(RAJBIR SEHRAWAT)
JUDGE

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No