

2023:PHHC:043985-DB

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

**CROCP-2-2018
Date of Decision: 22.03.2023**

COURT ON ITS OWN MOTION

...Petitioner

Vs.

JOHNY MATHEW S/O SH.MATHEW OUSEPH

...Respondent

**CORAM:- HON'BLE MR.JUSTICE AUGUSTINE GEORGE MASIH
HON'BLE MR. JUSTICE SANJIV BERRY**

Present: Mr. Kanwal Goyal, Advocate (Amicus Curiae)

Respondent-contemnor in person with
Mr. Gurinder Pal Singh, Legal Aid Counsel.

AUGUSTINE GEORGE MASIH, J. (Oral)

Mr. Gurinder Pal Singh, Legal Aid Counsel has filed an affidavit of Mr. Johny Mathew s/o Mathew Ouseph resident of Gurugram dated 21.03.2023 which is taken on record, wherein not only an unconditional apology has been tendered but it has been stated that because of certain reasons which are beyond his control when he was going through a bad phase in his life that such an act was committed by him. It has been, however, submitted that it is a sincere apology on his part that he ought not to have written such type of words even unknowingly. A request has also been made for withdrawal of the reply which has been earlier submitted by him on 21.05.2018 to the present notice issued in the contempt petition. Undertaking has also been given that he would be very very careful in future and will not use any such thing which could even remotely hurt the position of the judiciary and amount to un-substantiated allegations against any judicial officer.

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Respondent who is present in Court has himself acknowledged the said fact and has also undertaken that such thing would not be repeated ever again.

We accept the prayer as has been made in the present affidavit and permit withdrawal of the reply which has been filed by the respondent on 21.05.2018 and take the affidavit filed today in Court on record. The unconditional and unqualified apology as tendered by the respondent is accepted by taking a lenient view. Rule issued to the respondent is discharged, but with a rider and a word of caution that in case his conduct which led to the initiation of the present process for contempt against him is repeated, the consequences would be severe.

The contempt petition stands disposed of accordingly.

(AUGUSTINE GEORGE MASIH)
(JUDGE)

(SANJIV BERRY)
JUDGE

22.03.2023

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