

2024:PHHC:044150

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

105

CM-5342-CII-2024 and
CM-5343-CII-2024 in
COCp-103-2024
Date of decision: 02.04.2024

KHYAM PRASAD SAPKOTA @ KHYMA PRASHAD ...Petitioner

Versus

GAURAV YADAV ...Respondent

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. Kshitiz Goel, Advocate,
for the applicant-petitioner.

RAJBIR SEHRAWAT, J. (Oral)

CM-5342-CII-2024

1. Allowed as prayed for.

CM-5343-CII-2024

2. This is an application under Section 151 CPC seeking withdrawal of the main contempt petition; with liberty to challenge the speaking order dated 27.02.2024 (Annexure A-1).

3. Counsel for the applicant-petitioner submits that since the respondent/competent authority has already passed the speaking order dated 27.02.2024, therefore, he may be permitted to withdraw the contempt petition; with liberty to challenge the said speaking order.

4. Notice in the application.

5. Mr. Gunjan Mehta, Addl. A. G. Punjab, accepts notice on behalf of the respondent.

6. In view of the grounds mentioned in the application, the same is allowed. The main contempt petition is preponed and taken up today itself for hearing.

COCP-103-2024

7. This is a contempt petition filed under Section 12 of the Contempt of Courts Act, 1971, for punishing the respondent for disobeying the order dated 23.08.2023 passed in CWP-18448-2023.

8. In view of the order passed in CM-5343-CII-2024, the present petition is dismissed as withdrawn, with liberty to the petitioner to challenge the speaking order dated 27.02.2024 passed by the respondent/competent authority.

02.04.2024
parveen kumar

(RAJBIR SEHRAWAT)
JUDGE

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