



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

COCN No. 396 of 2021 (O&M)
Date of Decision: 02.09.2024

Paramjeet Kaur
..... Petitioner

Versus

Mr. Vipul Ujwal, the then DC, Gurdaspur and others
..... Respondents

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Sunil Mallan, Advocate, Advocate
for the petitioner.

Mr. Athar Ahmad, Deputy Advocate General, Punjab
for the respondents.

HARKESH MANUJA, J. (ORAL)

The petitioner, by way of present petition, seeks initiation of contempt proceedings against the respondent(s), alleging willful disobedience of the order dated 14.01.2019 (**Annexure P-1**) passed by this Court in CWP No. 586 of 2019, which reads as under:-

“ The present writ petition cannot be entertained in view of the availability of alternate remedy by way of election petition.

Disposed of as such, with liberty to the petitioners to file election petition. If the same is filed, the Election Tribunal is directed to decide it within a period of one year.”

[2] Learned counsel for the respondents, on instructions from Rakesh Kumar, Superintendent, O/o BDPO, Dhariwal (Gurdaspur), submits that the election petition stands adjudicated upon vide order dated

15.06.2021, thereby rendering the present petition as infructuous.

[3] In view of the above, learned counsel for the petitioner does not press the present petition at this stage and wishes to withdraw the same with liberty to seek its revival, in case the statement made by learned counsel for the respondents is found to be incorrect.

[4] **Ordered accordingly.**

[5] Also, it is made clear that in an eventuality, wherein the petitioner is compelled to approach this Court seeking revival of the contempt petition, the respondent(s) shall bear the additional costs of Rs.1,00,000/- towards litigation expenses incurred by the petitioner.

[6] Rule stands discharged.

[7] Pending miscellaneous application(s), if any, shall also stand disposed off.

September 02, 2024
'dk kamra'

(HARKESH MANUJA)
JUDGE

<i>Whether Speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>