

COCP-1246-2022

Date of Decision :16.08.2022

PREM SHARMA

...Petitioner

Versus

SANJEEV SHARMA

....Respondent

Coram : Hon'ble Mr. Justice B.S. Walia

Present : Mr. Vivek Khatri, Advocate for the petitioner.

B.S. Walia, J. (Oral)

[1] Prayer in the petition is for initiating proceedings against the respondent for intentional and willful defiance of order, Annexure P/1 dated 20.05.2022 in CWP No.10525 of 2022.

[2] A perusal of order, Annexure P/1 reveals that CWP No.10525 of 2022 was disposed of by directing the respondent to decide legal notice dated 20.02.2022 by passing a speaking order in accordance with law as expeditiously as possible and by giving an opportunity of hearing to the petitioner.

[3] Notice has yet not been issued in the instant case. However, leaned counsel for the petitioner at the outset states that the respondent had passed an order in the first week of July, 2022 rejecting the claim of the petitioner as contained in legal notice dated 20.02.2022, therefore, in the circumstances, the petitioner does not wish to pursue the contempt petition and may be permitted to withdraw the same with liberty to challenge order passed by the respondent in terms of order, Annexure P/1 dated 20.05.2022 in CWP No.10525 of 2022.

[4] In view of the position noted above as well as the statement of learned counsel for the petitioner, the contempt petition is disposed of as not calling for any action against the respondent under the Contempt of Courts Act, 1971 while granting liberty to the petitioner as prayed for.

(B.S. Walia)
Judge

16.08.2022

'Amit'

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