

Swaranjit Kaur

...Petitioner

Versus

Dr. Varinder Pal Kaur and another

....Respondents

Coram : Hon'ble Mr. Justice B.S. WaliaPresent: Mr. Karanjeet Singh Brar, Advocate
for the petitioner.

B.S. Walia, J. (Oral)

1. Prayer in the petition is for initiation of proceedings against the respondents for intentional and willful defiance of order Annexure P/1 dated 08.04.2022, in CWP-7611-2022.
2. A perusal of order Annexure P/1 reveals that CWP-7611-2022, was disposed of by directing respondent No.1 herein to decide representation dated 22.02.2022, by passing a speaking order within eight weeks from the date of receipt of certified copy of the order and in case the petitioner was found entitled to any monetary benefits, to release the same to him within four weeks thereafter.
3. Learned counsel contends that despite expiry of period of time stipulated in order Annexure P/1, needful has not been done till date as neither representation has been decided nor payment has been made to the petitioner, therefore, respondent No.1 is liable to be punished under the Contempt of Courts Act, 1971, besides the petitioner entitled to award of exemplary costs.
4. Mr. Ayush Sarna, AAG, Punjab, accepts notice on behalf of the respondent and on telephonic instructions from the respondent while

expressing regret on account of needful not having been done within the stipulated period of time states that in case some time is granted, the needful would be done.

5. The same satisfies learned counsel for the petitioner, who states that in the circumstances, he does not press the instant petition but prays for issuance of directions to respondent No.1 to adhere to the assurance held out by her through the learned State counsel and to decide representation dated 22.02.2022 in a time bound manner.

6. In view of the position noted above as well as statement of learned counsel for the parties, the instant petition is *disposed of* as not calling for any action against respondent No.1 under the Contempt of Courts Act, 1971 at this stage, while directing respondent No.1 to adhere to the assurance held out by the learned State counsel on her behalf and to decide representation dated 22.02.2022, within two weeks from date of receipt of certified copy of order and in case the petitioner is entitled to any monetary benefits, to release the same to him within a period of two weeks from the date of decision of representation and also to forward a copy of the decision to the petitioner via registered post within one week of the decision. However, in case needful is not done in the manner as indicated above, respondent No.1 apart from rendering herself liable to action under the Contempt of Courts Act, 1971 shall pay costs of Rs.25,000/- to the petitioner.

7. Rule discharged.

(B.S. Walia)
Judge

02.12.2022

Monika

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