

COCP-1382-2022

Date of Decision : 12.12.2022

Baljit Singh ...Petitioner

versus

Sh. Sushil Chandra, Election Commission of IndiaRespondent

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

Present : Mr. Lupil Gupta, Advocate for the petitioner.

B.S. Walia, J. (Oral)

1. Prayer in the instant petition is for initiation of proceedings against the respondent for intentional and willful defiance of order, Annexure P-1 dated 08.03.2022 in CWP-4452-2022

2. A perusal of order Annexure P-1 reveals that CWP-4452-2022 was disposed of by directing that the petition be treated as representation of the petitioner with liberty to the petitioner to pursue legal remedy in accordance with law.

3. On 24.08.2022, learned counsel for the petitioner frankly conceded that grievance of the petitioner raised in the writ petition had to be agitated by the petitioner only by way of election petition before the Election Commission of India but the same had not been filed.

4. Today, learned counsel for the petitioner prays for permission to withdraw the instant petition with liberty to the petitioner to avail his remedy by way of appropriate proceedings in accordance with law otherwise than by way of proceedings under the Contempt of Courts Act, 1971 .

5. In view of the statement of learned counsel for the petitioner, the instant 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

12.12.2022

ps

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