

Narender Kumar ...Petitioner
vs.
J Ganeshan ...Respondent

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

Present : Ms. Neha Rana, Advocate for
Mr. R.N. Lohan, Advocate for the petitioner.

Mr. Pawan Longia, DAG, Haryana.

B.S. Walia, J. (VC)

1. Case is being taken up for hearing through Video Conferencing due to the outbreak of Covid-19 pandemic.
2. Learned counsel contends that despite order dated 23.07.2020 in CWP No.10461 of 2020 directing the competent Authority to take a decision on the legal notice served by the petitioner within two months after hearing the petitioner and taking into consideration the judgment of the Division Bench besides other judgments on the issue as also the orders passed by the Andhra University, needful has not been done till date, therefore, the respondent is liable to be proceeded against under the Contempt of Courts Act, 1971, for intentional and willful defiance of order dated 23.07.2020 in CWP No.10461 of 2020.
3. Learned DAG, states that needful could not be done due to circumstances prevailing on account of corona virus pandemic but in case some time is granted, decision would be taken on the claim made in the legal notice and copy thereof would be supplied to the petitioner.

4. The same satisfies learned counsel for the petitioner, who states that in the circumstances, she does not press the contempt petition and the same may be disposed of as such while directing the respondent to adhere to the assurance given by him through learned DAG and decide the claim made in the legal notice in a time bound manner and to convey the decision taken on the same to the petitioner.

5. In view of the assurance held out by the respondent through learned DAG as well as the statement of learned counsel for the petitioner, the Contempt Petition is disposed of as not pressed at this stage while directing the respondent to take a decision on the claim made in the legal notice served by the petitioner within one month from today and to convey a decision thereon to the petitioner within one week thereafter. Needless to mention, in case the needful is not done within the stipulated period of time, the petitioner would be at liberty to seek revival of the contempt petition.

(B.S. Walia)
Judge

19.01.2021
'Rajesh-PS'

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