

COCP-1095-2022

Date of Decision :01.06.2022

Avtar Singh

...Petitioner

Versus

Kaustubh Sharma

....Respondent

Coram : Hon'ble Mr. Justice B.S. WaliaPresent : Mr. SS. Sidhu, Advocate for the petitioner.  
Mr. Aditya Sharda, AAG, Punjab.

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**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 03.12.2020 in CRM-M No.40288 of 2020 in case titled as Avtar Singh and others vs State of Punjab and Ors.

[2] A perusal of order, Annexure P/1 reveals that CRM-M No.40288 of 2020 was disposed of by directing the respondent herein to look into representation dated 19.10.2020 submitted by the petitioner and take necessary action in respect thereto as required in accordance with law.

[3] Pursuant to order dated 27.05.2022, learned AAG has produced copy of communication dated 07.01.2022 addressed to the Registrar of this Court by the Commissioner of Police, Ludhiana along with report dated 09.01.2021 of the Additional Deputy Commissioner of Police, Zone-2, Ludhiana. As per the communication dated 07.01.2022 from the Commissioner of Police, Ludhiana there is no truth in the

complaint dated 28.10.2020 moved by the petitioner due to which the complaint filed by the petitioner was filed. Communication dated 07.01.2022 as well as report dated 09.01.2021 of the Additional Deputy Commissioner of Police, Zone-2, Ludhiana are taken on record. Copies thereof supplied to learned counsel for the petitioner, who states that in the circumstances, the petitioner does not press the instant petition and may be permitted to withdraw the same with liberty to challenge aforesaid communication dated 07.01.2022 as well as the report dated 09.01.2021 rejecting the claim of the petitioner by way of appropriate proceedings in accordance with law.

[4] In view of the position noted above as well as 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.

[5] Rule discharged.

**(B.S. Walia)**  
**Judge**

01.06.2022

'Amit'

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