

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCP No. 1482 of 2019
Date of decision: 17.9.2019

Jatinder Pal Singh

.. Petitioner

v.

Sh. Sarvjit Singh and another

.. Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. A. S. Bedi, Advocate for the petitioner.
Ms. Deepali Puri, Addl. Advocate General, Punjab.

...

AVNEESH JHINGAN, J. (Oral)

The present contempt petition has been filed alleging wilful disobedience of the order dated 6.10.2018 passed by this Court in CWP No. 25718 of 2018. The operative part of the said order is reproduced below:

“Without making any comments on the merits of the petitioner's claim, the present petition is disposed off at this stage with a direction upon respondent Nos. 1 and 2 to respond to the petitioner's legal notices with speaking decisions within three months from the date of communication of this order, and in case the petitioner is found entitled to payment of any dues as claimed, the same be disbursed to him within three months thereafter.”

Learned counsel for the respondents has produced copy of an order dated 26.7.2019 passed by Principal Secretary, Water Resources

Department, Punjab whereby the claim of the petitioner has been rejected on the ground that there is an FIR No. 7 dated 24.6.2017 pending against the petitioner. The same is taken on record, copy handed over to learned counsel for the petitioner.

Learned counsel for the petitioner states that legal notice has not been appreciated by the authority in a proper perspective and the authority has erred in rejecting the claim of the petitioner.

The said issue raised by learned counsel for the petitioner cannot be gone into in the present contempt proceedings as the direction of this Court in the writ petition was only to decide the legal notice by passing a speaking order. The needful has been done.

In view of the above, the contempt petition is disposed of as infructuous.

However, the petitioner would be at liberty to avail remedies available in accordance with law against the order dated 26.7.2019.

(AVNEESH JHINGAN)
JUDGE

17.9.2019
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Whether speaking/reasoned: Yes/No
Whether reportable: Yes/No