

23.07.2008.

CP 19/2008 (OA No. 559/2004)


Mr. M.S. Choudhary, Proxy counsel for
Mr. Rajiv Surana, Counsel for applicant.
Mr. T.P. Sharma, Counsel for respondents.

The present Contempt Petition has been filed on by the petitioner against the alleged violation of the order dated 05.12.2007 passed in OA No. 559/2004.

Notice of this Contempt Petition was given to the respondents. Learned counsel for the respondents has brought to our notice a copy of the order dated 20.05.2008 passed in DB Civil Writ Petition No. 4865/2008 whereby the operation of the impugned order/judgement dated 05.12.2007 passed in OA No. 559/2004 is stayed by the Hon'ble High Court.

Since the operation of the impugned judgement passed in OA No. 559/2004 is stayed by the Hon'ble High Court, we are of the view that the present Contempt Petition does not survives, which is accordingly disposed of. Notices issued to the respondents are hereby discharged. It is made clear that in case the stay is vacated by the Hon'ble High Court or the Writ Petition filed by the respondents is dismissed, it will be open for the applicant to file fresh Contempt Petition.

Learned counsel for the applicant has also filed reply, which is taken on record.


(R.R. BHANDARI)
MEMBER (A)


(M.L. CHAUHAN)
MEMBER (J)

AHQ

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