



**Shri Chaman Lal Vs. State of H.P. & Ors.
Exe. Pt. No. 180 of 2023**

04.12.2024 Present: Mr. Tek Chand Sharma, Advocate, for the petitioner.

Mr. Anup Rattan, Advocate General, with Mr. Rajat Chauhan, Law Officer, for the respondents.

Learned Advocate General informs the Court that the State has preferred an Special Leave Petition against the judgment passed by the Hon'ble Division Bench, more so, in light of the fact that in the contempt petition that was filed by the petitioner, after the pronouncement of the judgment, non-compliance whereof, has led to the filing of this execution petition, Hon'ble Single Judge in terms of order dated 21.06.2013 had observed that the judgment was not capable of being implemented, in light of the detailed observations made in this regard.

He further submits that in fact this fact has been conveniently concealed by the petitioner as there is no averment qua the decision in the contempt petition, in the execution petition.

I have gone through the order passed by the Hon'ble Coordinate Bench in COPC No.64 of 2013, in which the petitioner was seeking initiation of contempt proceeding for willful disobedience of the judgment passed



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in CWP.T No. 14355 of 2008, i.e. the judgment for the execution whereof, the present execution proceedings have been filed.

This Court is of the view that apparently there is indeed concealment of facts. Incidentally, as has been pointed out at the bar, learned counsel, who is representing the execution petitioner herein, was representing the petitioner in the contempt proceeding also.

Faced with this situation, learned counsel for the petitioner submits that the case be taken up after some time. List after six weeks, as prayed for.

(Ajay Mohan Goel)
Judge

December 04, 2024
(Shivank Thakur)