

IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA.

Cr.MP(M) No. 64 of 2016

Decided on: 29th January, 2016

Sh. Akshay Doegar

.....Petitioner

Versus

State of H.P.

...Respondent.

Coram

The Hon'ble Mr. Justice Dharam Chand Chaudhary, Judge.

Whether approved for reporting?¹ No.

For the petitioner : Petitioner in person with Mr. Rajeev Sood and Mr. Vikrant Chandel, Advocates.

For the respondent : Mr. Virender K. Verma and Mr. M.L. Chauhan, Addl. A.Gs.

Mr. D.W. Negi, Superintendent of Police, Mr. Sandeep Dhawan, Additional S.P. and Mr. Param Dev, Station House Officer, Police Station, Dhalli are also present in person.

Dharam Chand Chaudhary, Judge (Oral)

At this stage, when arguments on both sides addressed at length, learned counsel representing the petitioner seeks permission to

¹ Whether the reporters of Local Papers may be allowed to see the judgment ? Yes.

withdraw this petition. Permission granted. The petition is accordingly dismissed as withdrawn.

2. Before parting, this Court takes notice of the facts placed on record by Sh. Vikrant Chandel, Advocate on his own affidavit. The allegations are against Sh. Param Dev Thakur (wrongly named as Param Singh Thakur in the affidavit), SHO, Police Station, Dhalli. The allegations on the face of it prima-facie are serious in nature because to catch hold an accused who approached the Court for the grant of bail, administer beatings and hold out threatening to arrest him within the precinct of the Court and also to hold out threatening to learned counsel to face dire consequences and also that he will also to have come to the Police Station, amounts to interference in the administration of justice. The acts complained of, therefore, prima-facie disclose that aforesaid Param Dev Thakur, has committed the contempt of Court, within the meaning of Section 15 of the Contempt of Courts Act.

3. Therefore, taking cognizance of the Contempt of Court committed by him, Registry is directed to institute the contempt proceedings separately as Cr. OPC, titled "Court on its own motion Vs. Param Dev Thakur, Station House Officer, Police Station, Dhalli, Shimla.

Notice to respondent-contemnor, which he accepts being present in person. Therefore, separate notice need not be issued, however, a copy of the affidavit be supplied to him. Let him to show cause as to why charge that he has committed the Criminal Contempt of Court, be not framed against him and further proceedings initiated in the matter in accordance with law. List on **8th March, 2016**. Respondent-contemnor Param Dev Thakur to attend this Court in person on the date fixed.

January 29, 2016
(naveen)

(Dharam Chand Chaudhary)
Judge