

Subject :—Non-compliance of the orders/directions issued by the Hon'ble Punjab and Haryana High Court.

Will all the Financial Commissioners/Commissioners and Secretaries to Government, Haryana kindly refer to the Haryana Government letter No. 1/1/95-IAR, dated 9-2-95, No. 62/30/95-6GSI, dated 4-1-96 and No. 62/30/95-6GSI, dated 20-3-96 in which it was stressed that delay in processing the Court cases and also in the implementation of Court Orders/Judgements should be avoided failing which strict action will be taken against the defaulter.

2. The Advocate General, Haryana has now brought to the notice of the State Government that the time bound directions given by the Hon'ble High Court are not being taken seriously by the concerned departments. Non compliance of such time-bound directions not only leads to contempt petitions against the State, it also results in embarrassing situations for the State Counsel appearing in the Court. In-action on the part of the concerned officer leads to filing of contempt petitions. It has also been observed by him that it is only after the issuance/receipt of contempt notices, efforts are stepped up to comply with the directions of the Hon'ble Courts so as to avoid the contempt of court. In certain cases, the Hon'ble Court has taken very serious note for these lapses. Even the usual directions e.g. disposal of the representations within a prescribed time, are not carried out by the departments.

3. The State Government takes a serious view of the matter and has decided that the court cases and pursuant directions be handled with great care and caution. When time bound directions are issued, the same should be complied with in letter and spirit, within the prescribed period so as to minimise the trend of filing of contempt petitions against the State. However, in any case where it is found that due to some administrative reasons, it is not practically possible to comply with the directions within the prescribed period, a prayer may be made for extension of time well before the time limit as fixed by the court. It is also made clear to all the departments that in case the time bound directions of the Hon'ble Court are not complied with or taken seriously, such erring officer/department will be responsible for such costs which may be imposed by the Hon'ble Court.

4. These instructions should be brought to the notice of all concerned for strict compliance. Any default will be viewed seriously by Government.

Sd/—

Under Secretary General Administration,
for Chief Secretary to Government, Haryana.

To

All the Financial Commissioners/Commissioners
and Secretaries to Government, Haryana.

U.O. No. 62/49/97-6GSI

No. 62/49/97-6GSI

Dated Chandigarh, the October 6, 1997.

Dated Chandigarh, the October 6, 1997.

A copy is forwarded to all the Heads of Departments in the Haryana for information and necessary action.

Sd/—

Under Secretary General Administration,
for Chief Secretary to Government, Haryana.