

In the High Court of Punjab and Haryana at Chandigarh.

**COCP No. 3032 of 2015
Decided on 07.12.2015**

Saroop Kaur and another

--Petitioners

Vs.

Dalbir Singh Phogat, SDM, Rohtak and others

--Respondents

CORAM: HON'BLE MR.JUSTICE RAKESH KUMAR JAIN

Present: Mr. R.S.Bal, Advocate, for the petitioners

Rakesh Kumar Jain,J: (Oral)

The petitioners have a decree of permanent injunction in their favour passed in Civil Appeal No.66 of 1994. They have made a complaint about its disobedience by the respondents. In my opinion, in case of a decree of permanent injunction, which is alleged to have been disobeyed by the defendants, only remedy available is of filing an application under Order 21 Rule 32 of Code of Civil Procedure,1908 (for short,'the Code') but not by way of a contempt under Sections 10/12 of the Contempt of Courts, Act, 1971.

Accordingly, this petition is not maintainable in the present form.

Dismissed.

The petitioners may, if so advised, file an application under Order 21 Rule 32 of the Code.

07.12.2015
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(Rakesh Kumar Jain)
Judge