

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

COCN No.3054 of 2015

Date of Decision :5.12.2015

Gian Kaur

....Petitioner

Versus

Jasdeep Singh and others

...Respondents

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER

Present: Mr. Vishal Sodhi, Advocate
for the petitioner.

MAHESH GROVER.J.

This petition is totally frivolous. The petitioner had earlier approached this Court with the grievance that the order of this Court directing the police authorities to look into her grievance had not been complied with. The said contempt petition was disposed of in view of the compliance report submitted by the respondents leaving the petitioner to her remedies in law in the event of her dissatisfaction against the order so passed. The facts would indicate that the petitioner has a civil dispute with some of the members of the village and an interim order has been passed. The police officials in CRM No.M-36976-2014 had filed an affidavit wherein it was stated that the order of the civil court was duly intimated to the persons who were contesting the suit and they further stated that they would ensure that the order stands complied with.

The petitioner now contends that she was arrested and detained in custody for two days without any FIR. She also states that the police is not registering FIR.

In the considered view of this Court, there would be no reason to proceed against the respondents under the Contempt of Courts Act, as there is no such mandate which protects the petitioner from arrest. Whether it is rightful or wrongful arrest, would be a different matter altogether. But, in the given set of circumstances, it cannot be said that the respondents can be proceeded against under the Contempt of Courts Act. If the interim orders granted by the civil court have been violated even then the petitioner would have a separate cause but she does not allege any and present contempt proceedings do not proceed on that premise that the persons who have violated the interim orders of a civil court be proceeded against. Consequently, the instant petition is dismissed with liberty to the petitioner to avail her remedies in law.

5.12.2015
dss

(MAHESH GROVER)
JUDGE