

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

VARINDER SINGH
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Punjab & Haryana High Court at
Chandigarh

COCP No. 1745 of 2011 (O&M)

Jasminder Bawa	..	Petitioner
	versus	
Mrs. Harvinder Kaur Bawa and others	..	Respondents

Coram: Hon'ble Mr. Justice Rajesh Bindal

Present: Mr. Sudhir Mittal, Advocate, for the petitioner.
 Mr. Kabir Sarin, Advocate, for respondent no. 1.
 Mr. Mohit Setia, Advocate for
 Mr. Anurag Chopra, Advocate, for respondent no.3.

Rajesh Bindal, J.

Parties to this unfortunate litigation are the family members, one son being the petitioner and the mother and another son being respondent nos. 1 and 2. The violation of the interim order passed by the learned Civil Judge (Senior Division), Panchkula, in Civil Suit No. 338 of 24.12.2010 titled as 'Jasminder Bawa vs Mrs. Harvinder Kaur Bawa and others' has been alleged. It could not be disputed that any violation of an interim order passed by a Civil Judge on an application under Order 39 Rules 1 and 2 CPC, effective remedy under Order 39 Rule 2-A CPC is available. Still further there is no dispute that the civil suit was ultimately dismissed by the trial court. Judgment and decree of the trial court was upheld in appeal by the first Appellate Court and the present petitioner is in the process of filing Regular Second Appeal in this Court, as claimed.

Considering the aforesaid factual matrix, I do not find any reason to interfere in the present petition at this stage. The same is accordingly dismissed.

29.4.2016
vs

(Rajesh Bindal)
Judge