

IN THE HIGH COURT OF PUNJAB AND HARAYANA AT CHANDIGARH
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COCN No. 2481 of 2016 (O&M)

Date of decision: 06.10.2016

Sudesh Bala

...PETITIONER

VS.

Vijay Singh and another

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Sudhir Mittal, Advocate,
for the petitioner.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioner has approached this Court alleging violation of the compromise, which has been entered into between the parties in the proceedings under Section 125 Cr. P.C. for grant of maintenance and also in a petition under Section 13 of the Hindu Marriage Act, 1955 for grant of decree of divorce by dissolution of the marriage between the parties, where, according to the petitioner, the respondents having breached the compromise conditions have rendered themselves liable to be proceeded against under the Contempt of Courts Act .

I have gone through the orders passed by the Courts below, contempt of which is alleged, but in the considered view of this Court, there is no undertaking given on the part of the respondents. The violation of the compromise between the parties would not be contemptuous. It would, at the most, be a breach of the compromise, which would not be and cannot be termed as contempt. The present contempt petition, therefore, being devoid of merit stands dismissed.

October 06, 2016

(AUGUSTINE GEORGE MASIH)

pj

JUDGE