

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

COCF No.384 of 2016

Date of Decision : 16.2.2016

Geeta Rani

....Petitioner

Versus

Balbir Singh Dhol

...Respondent

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER

....

Present: Mr.Harsh Goyal, Advocate
for the petitioner.

MAHESH GROVER.J.

The petitioner alleges violation of the order dated 3.8.2015 which mandated a consideration on the claim of the petitioner by the respondent regarding reimbursement of tuition fee in accordance with law.

The respondent granted a consideration and directed to pay a sum of Rs.2,72,000/- to the petitioner, which has been stalled on the ground that there are financial constraints with the respondent.

Learned counsel for the petitioner contends that this is violation of the mandate of the writ court and thus the respondent is liable to be proceeded against under the provisions of the Contempt of Courts Act.

On due consideration of the matter, I am of the view

that the instant petition is totally misconceived. The order of the writ court only mandated a consideration which has since been granted. If the amount payable to the petitioner has been withheld for some reason, the petitioner would have an appropriate remedy in law to seek enforcement of the decision taken by the respondent but the provisions of the Contempt of Courts Act cannot be used to further a cause on an issue which does not even remotely involve the violation or disobedience of the order of the court.

Consequently, the petition is dismissed with liberty to the petitioner to pursue her remedy in accordance with law.

16.2.2016
dss

(MAHESH GROVER)
JUDGE