

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCP No. 52 of 2016 (O&M)
Date of decision: 8.2.2016

A. S. Transport Private Limited

.. Petitioner

v.

Parveen Aggarwal and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL

Present: Mr. Rose Gupta, Advocate for the petitioner.

...

Rajesh Bindal J.

The present contempt petition has been filed alleging violation of the order, in terms of settlement made between the parties.

Learned counsel for the petitioner submitted that the petitioner filed a petition for winding up of M/s BBF Industries Ltd. on the ground of inability to pay its debts. The matter was settled before the Mediation & Conciliation Centre in this court, in terms of which the petition was disposed of, however, the company did not adhere to the terms of the settlement. The respondent, who was signatory, is liable for contempt.

After hearing learned counsel for the petitioner, I do not find any reason to interfere in the present petition. No doubt, the matter was settled before the Mediation & Conciliation Centre in this court, however, the Company Petition filed by the petitioner was permitted to be withdrawn with liberty to get the same revived, in case the payments are not made as per the terms settled. The application for revival was also dismissed, as the company filed application before the BIFR, which was registered as Case No. 14/2014.

For the reasons mentioned above, the present petition is dismissed.

(Rajesh Bindal)
Judge

8.2.2016
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