

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

COCP No.1018 of 2014

Date of Decision:-28.03.2017

Tarsem Lal & Ors.

.....Petitioners.

Versus

Joginder Kaur Sarpanch & Ors.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Ajay Singh Parmar, Advocate for
Mr. Tribhawan Singla, Advocate for the Petitioners.

Ms. Sushma Chopra, Advocate for
respondent nos.1 to 3, 5 & 6.

None for respondent no.4.

JASWANT SINGH, J.(ORAL)

Petitioners/plaintiffs filed a suit for permanent injunction restraining the defendant-Gram Panchayat from directing the flow of dirty and sullage water of village Tandaura, Tehsil Nakodar, District Jalandhar towards the land described in the suit near the residences of petitioners/plaintiffs. Keeping in view the nature of the dispute, the matter was referred before the Lok Adalat wherein on 16.01.2012 statements of parties in terms of compromise arrived at was recorded. Finally the suit was disposed of in terms of the compromise vide decree dated 28.01.2012.

The present contempt has been filed for the alleged violation of
the undertaking dated 16.01.2012 and decree dated 28.01.2012 passed by

the Permanent Lok Adalat, Nakodar.

At the time of hearing, learned Counsel for the respondents point out that the petitioners have concealed the fact that for the identical violation, proceedings were also filed before the Courts below wherein after framing of issues and leading of evidence the learned Additional Civil Judge(Sr. Divn.), Nakodar vide judgment dated 28.07.2016 has dismissed the similar application by recording findings that there is no violation of the undertaking.

In view of the above, no case for continuation of the present contempt proceedings is made out.

Dismissed.

(JASWANT SINGH)
JUDGE

March 28, 2017
Vinay

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>