

**CRM-M No. 34884 of 2016**

**-1-**

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

**CRM-M No. 34884 of 2016  
Date of Decision: 15.03.2017**

**Ravi Kumar**

**.....Petitioner**

**Vs**

**State of Punjab**

**.....Respondent**

**CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH***

Present: Mr. Sumeet Puri, Advocate,  
for the petitioner.

Mr. Shilesh Gupta, Additional A.G., Punjab.

Mr. Vinay Begra, Advocate,  
for the complainant.

\*\*\*\*

**RAJ MOHAN SINGH, J.(Oral)**

Notice of motion was issued on 29.09.2016, on the statements of learned counsel for the petitioner that the petitioner intends to settle the matter with the complainant. Thereafter, on 06.10.2016, interim protection was granted to the petitioner on the assurance of the petitioner that he would settle the issue with the complainant and learned counsel for the complainant in turn showed no objection, if the intention of the petitioner is really to settle the issue. Thereafter, needful was not done. On 09.12.2016, 09.01.2017 and 24.01.2017, the interim order remained in operation. On 28.02.2017, last

opportunity was granted to the petitioner to comply with order dated 29.09.2016 and the case was adjourned for today. Today, learned counsel for the petitioner has shown his inability to persuade the petitioner to comply with orders dated 29.09.2016 and 06.10.2016.

Faced with the situation, this Court has no option, but to dismiss the petition. Ordered accordingly.

The petitioner has already taken undue benefit of interim protection from 06.10.2016 till date, without there being any real intention to settle the dispute with the complainant. In a way, he has misused the process of the Court at his whims and fancies.

In my considered opinion, the petitioner needs to be burdened with exemplary costs for misusing the process of the Court by making false assurances. I, hereby impose cost of ₹ 1,00,000/- (Rupees One Lac only) on the petitioner, to be deposited in the trial Court within a period of two weeks from today, failing which, the same shall be recovered as arrears of land revenue.

15.03.2017

*apurva*

**(RAJ MOHAN SINGH)**  
**JUDGE**

|                           |   |        |
|---------------------------|---|--------|
| Whether speaking/reasoned | : | Yes/No |
| Whether reportable        | : | Yes/No |

