

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

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CM No.5149-CII of 2018 in/and
COCP No.1954 of 2016

Date of Decision: July 5th, 2018

Subhash Rani alias Susheela

...Petitioner

Versus

Vikas Gupta

...Respondent

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. V.K. Jindal, Senior Advocate
with Mr. Gopal Soni, Advocate
for the applicant-petitioner.

Mr. Prateek Mahajan, Advocate
for the respondent.

AUGUSTINE GEORGE MASIH, J. (ORAL)

CM No.5149-CII of 2018

Prayer in this application is for fixing the matter for an actual date of hearing.

For the reasons mentioned in the application, the present application is allowed.

The main case is taken on board for final disposal.

COCP No.1954 of 2016

Petitioner has approached this Court alleging non-compliance of the order passed by this Court on 25.04.2016 (Annexure P-1) in CWP No.7465 of 2016.

2. Upon notice having been issued, reply has been filed, wherein admittedly a speaking order dated 13.04.2017 has been appended. As per the speaking order, the claim of the petitioner has been considered and rejected.

3. Learned senior counsel for the petitioner states that the claim

non-compliance of the order passed by this Court in CWP No.7465 of 2016.

4. This aspect, as has been projected by learned senior counsel for the petitioner, cannot be gone into in the contempt petition as in the opinion of the Court, the direction which was issued by this Court was limited to the extent of consideration of the claim of the petitioner on submission of a fresh comprehensive application for allotment of a plot after giving all the facts on record.

5. In case the order, as has been passed by the respondent, is not correct, the petitioner will have to avail of the remedy in accordance with law to challenge the said order.

6. With these observations, the present petition stands disposed of.

7. Rule issued to the respondent stands discharged.

July 5th, 2018
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No