

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

123

COCN No.2397 of 2018

Date of Decision: August 9th, 2018

Chmeli

...Petitioner

Versus

Rajesh Vats

...Respondent

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Balkar Singh, Advocate
for the petitioner.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioner has approached this Court alleging non-compliance of the order passed by this Court on 25.09.2003 in CWP No.15305 of 2003 preferred by husband of the petitioner, wherein direction was issued to the respondents to pass a speaking order on the legal notice dated 05.04.2003 served upon the respondents, within a period of four months from the date of supply of certified copy of the order.

There is no explanation with regard to the petitioner having slept over the matter for almost 15 years except for a notice dated 10.05.2018 through counsel served upon the respondents. The limitation as provided under the Contempt of Courts Act is one year from the date the cause of action arose. The cause of action did arise after expiry of four months of the supply of the certified copy of the order and in any case, even if the limitation is stretched, it cannot be explained as to how there has been an inordinate delay of about 15 years in approaching this Court.

In view of the above, the present contempt petition stands dismissed being beyond limitation and therefore barred.

August 9th, 2018

Puneet

**(AUGUSTINE GEORGE MASIH)
JUDGE**

Whether speaking/reasoned:
Whether Reportable:

Yes/No
Yes/No