

Date of decision: 02.11.2018

CHETAN SHARMA AND OTHERS

...PETITIONERS

Vs.

VIRENDER KUMAR SHARMA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Ashok K. Sharma Bhana, Advocate,
for the petitioners.

Mr. Kanisth Ganeriwala, AAG, Punjab,
for the State.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Short reply by way of affidavit of the Deputy Commissioner, Jalandhar, has been filed in Court, according to which, a detailed speaking order was passed under Section 133 of Cr. P.C. by the Sub-Divisional Magistrate, Nakodar dated 25.08.2017, wherein illegal gate was ordered to be broken within 21 days, which action of the respondent was challenged by Naresh Kumar @ Dadu Baba by filing CRM-M-42562 of 2017, in which status quo regarding the position of the gate/ARCH was ordered to be maintained on 17.01.2018 (Annexure R/3).

In view of the above, no contempt of the direction issued by this Court, as of now, is made out especially in the light of the action which has been taken by the respondent. The decision, as taken by the respondent, be given effect to, in case CRM-M-42562 of 2017 is dismissed by this Court.

The present contempt petition is disposed of accordingly.

Rule issued to the respondent stands discharged.

November 02, 2018

(AUGUSTINE GEORGE MASIH)
JUDGE

pj

Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No