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

COCP No.3481 of 2017 (O&M)

Date of Decision: 17.07.2018

BALDEV MITTER AND ANOTHER

..... Petitioners

Versus

GURBAX KAUR AND OTHERS

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Ram Kumar Chauhan, Advocate
for the petitioners.

Mrs. Anu Chatrath Kapur, Addl. Advocate General, Punjab.

Mr. Bhanu Pratap Singh, Advocate
for respondent Nos.1 to 4.

JASWANT SINGH, J. (ORAL)

The petitioners-plaintiff(s) has a decree for declaration and injunction *qua* a piece of agriculture land, whereby the private respondents/defendants were restrained from taking forcible possession of the said land. The decree passed by the trial Court was affirmed by the first Appellate Court, while dismissing the appeal, filed by the defendants-debtors.

The present contempt has been filed with the allegations that the respondents-defendants in connivance with police officials/respondent Nos.5 & 6 have tried to take possession of the land.

Upon notice, the police officials/respondent Nos.5 & 6 have filed their separate replies by way of affidavits dated 11.07.2018 in Court today, which are taken on record. Apart from denying the allegations in connivance, they have given details regarding the criminal background of the petitioners.

This Court is not inclined to go into the contents of the affidavits filed by the police officials since the proper remedy for the petitioners is to file an application under *Order 21 Rule 32 CPC* for alleged violation of the terms of the decree in his favour.

In view of the above, no further action is warranted in the present contempt petition.

Disposed of.

Rule is discharged.

July 17, 2018

'rajneesh'

**(JASWANT SINGH)
JUDGE**

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No