

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-37863-2015

DECIDED ON: November 26, 2018

JIWAN KUMAR AND ANR.

..PETITIONERS...

VERSUS

STATE OF HARYANA AND ANR.

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: None for the petitioners.

Mr. Vikas Chopra, DAG, Haryana.

Mr. Sajjan Singh Malik, Advocate,
for respondent No.2.

RAMENDRA JAIN, J. (ORAL)

Learned counsel for respondent No.2 has pointed out that still order dated 05.11.2015 has not been complied with despite seeking adjournment on the previous date by learned counsel for the petitioners.

Perusal of file shows that at the time of issuance of notice of motion on 05.11.2015, petitioners through their counsel had undertaken to refund the total amount to complainant-respondent No.2 along with interest @ 18% per annum, as stipulated in the agreement to sell. Despite elapsing of more than 3 years and attachment of the properties of the petitioners by this Court in CRM-M-24286-2016, the petitioners have not complied with order dated 05.11.2015.

Since, the petitioners themselves have committed

contempt/violation of their own undertaking given on 05.11.2015,
therefore, the instant petition is not liable to continue further.

Dismissed accordingly.

November 26, 2018
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(RAMENDRA JAIN)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No