

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

COC-1737-2018
Date of decision: 04.09.2019

BALWINDER SINGH **.. PETITIONER**
VERSUS

VIKAS HEERA AND ORS **.. RESPONDENTS**

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

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

Mr. Aditya Sharda, AAG, Punjab.

Mr. Daninder Lubana, Advocate for
Mr. Narinder Pal Singh, Advocate
for respondents No. 5 to 8.

AVNEESH JHINGAN, J. (Oral)

The present contempt petition has been filed alleging wilful disobedience of the order dated 21.12.2017 passed by this Court in CWP No. 29502 of 2017. The operative part of the order is reproduced below:

“In this view of the matter and without expressing any views on the merits of the case, more so when we have not heard the private respondents at this stage, the writ petition is disposed of with a direction to DDPO, Amritsar to get a fact finding enquiry conducted and if it is found that there is any encroachment in public street, let appropriate action in accordance with law be taken against all the encroachers within a period of four months from the date of receipt of a certified copy of this order.”

A reply was filed annexing demarcation report dated 09.04.2018.

Learned counsel for the petitioner submits that in view of the said demarcation report, no cause of action survives for pursuing the contempt petition. However, he seeks liberty to avail remedies in accordance with law against report dated 09.04.2018.

Disposed of with liberty as prayed for.

Rule issued against the respondents is discharged.

4th, September, 2019

shabha

(AVNEESH JHINGAN)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : *Yes/No*