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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCP-2470-2013 (O&M)
Date of decision: 27.11.2019

BALBIR SINGH

.. PETITIONER

VERSUS

TARA SINGH AND ORS

.. RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Parteek Mahajan, Advocate &
Ms. Bani Chibber Mahajan, Advocate
for the petitioner.

Ms. Samina Dhir, DAG, Punjab.

Mr. Sunil Garg, Advocate
for respondent No. 1.

AVNEESH JHINGAN, J. (Oral)

Learned counsel for the petitioner submits that in spite of disposal of Regular Second Appeal on 19.09.2012 whereby the Revenue Authorities were directed to implement the partition deed, there was another round of litigation between the petitioner and his brother in which Annexure P-7, annexed with the contempt petition, was passed which was further taken in litigation and was set aside vide order dated 21.03.2018. Thereafter, the petitioner was in possession of his share and is continuing to be in possession. He further submits that no cause of action survives as on date for pursuing the contempt petition.

In view of the above statement, the contempt petition is disposed of. Needless to say that in case any cause of action so arises, the petitioner would be at liberty to avail remedies in accordance with law.

27th November, 2019
shabha

(AVNEESH JHINGAN)
JUDGE

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