

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

CR No.4127 of 2019

Date of decision: 21.08.2019

Hans Raj

...Petitioner

Versus

Manjit Singh and another

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Rajiv K. Kapila, Advocate,
for the petitioner.

Ritu Bahri, J.

This petition has been filed against the order dated 07.02.2019 (Annexure P-4) passed by the Civil Judge (Junior Division), Gurdaspur, whereby application filed by the petitioner for initiating contempt proceedings against the respondents has been dismissed.

After receiving notice of the above application, respondents appeared and filed separate written replies before the Court below and denied the allegations made by the petitioner in his application.

From the pleadings of the parties, following issues were framed on 25.04.2016:-

1. Whether the respondents have violated the orders dated 04.11.1959 and 21.10.1974 passed by the Court? OPA
2. Whether application is not maintainable? OPR
3. Whether the applicant has not come to the Court with clean hands? OPR

4. Relief.

Ultimately, the aforesaid application was dismissed vide impugned order dated 07.02.2019 keeping in view that certified copy of the order dated 04.11.1959 was not placed on record and copy of order dated 21.10.1974 Ex.A1 was not legible.

Once, the correct copies of orders were not placed on record, the contempt proceedings could not be initiated as violation of the orders on the part of the respondents could not be recorded. Hence, after examining the impugned order, no illegality, much less perversity, has been found therein warranting interference by this Court.

Resultantly, finding no merits, present petition is dismissed.

21.08.2019
ajp

(RITU BAHRI)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No