

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

COCF No. 899 of 2020
Date of Decision: 06.03.2020

Rohit Gupta

...Petitioner

VERSUS

Pardeep Kumar Aggarwal and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE SURINDER GUPTA

Present: Mr. Rohit Gupta, petitioner in person.

SURINDER GUPTA, J.(Oral)

Heard.

In CWP-28842-2017, following order was passed on
18.12.2017:-

“In the meanwhile, the order of provisional attachment shall continue, however, further proceedings shall remain stayed till the next date of hearing. It is also clarified that unless the interim order is specifically extended on the next date of hearing, the same shall cease to operate thereafter.”

The aforesaid order was extended on the same terms on 13.03.2019 till 23.04.2019 and again ordered to continue vide order dated 21.08.2019.

Petitioner submits that in defiance of above order, respondent no. 5-Kailash Aggarwal has sold two properties of M/s Genex Infratech Ltd. vide sale deeds dated 27.09.2019 (Annexure P-10) and 20.11.2019 (Annexure P-11). He seeks initiation of contempt proceedings against respondent no. 5 and other respondents arrayed in this petition for executing the sale deeds and also for allowing the sale deeds to be executed.

From perusal of order dated 18.12.2017, I find that there is no interim order restraining respondents/parties to writ petition from alienating the suit property, as such, execution of the sale deeds (Annexure P-10 and P-11) cannot be termed as violation of order dated 18.12.2017 passed in CWP-28842-2017, calling for initiation of any proceedings against respondents.

This petition has no merit and the same is dismissed.

March 06, 2020
jk

(SURINDER GUPTA)
JUDGE

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

Whether Reportable: ***Yes/No***