

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

**CR-3816-2019 (O&M)**

Date of decision: 16.09.2022

Rakesh Kumar

...Petitioner

Versus

Gullu and another

..Respondents

**CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL**

Present:     Mr. N.S.Dandiwal, Advocate for  
                  Mr.B.K.Saini, Advocate for the petitioner

**ANIL KSHETARPAL, J (Oral)**

Both the courts below have refused to exercise their discretion in order to initiate proceedings under Order XXXIX Rule 2A of the Code of Civil Procedure, 1908, complaining wilful violation of the order of temporary injunction. Admittedly, the petitioner's suit itself has been dismissed on merits, after a prolonged trial. The aforesaid judgment passed by the trial court has also been upheld by the First Appellate Court. Hence, no ground to interfere is made out.

Dismissed.

All the pending miscellaneous applications, if any, are also disposed of.

16.09.2022

rekha

Whether speaking/reasoned :   Yes/No

Whether reportable :            Yes/No

**(ANIL KSHETARPAL)  
JUDGE**