

2023:PHHC:155180

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

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COCp-3712-2023

Date of decision: 05.12.2023

AMARPREET SINGH AND ANOTHER

...Petitioners

Versus

HARPREET SINGH AND OTHERS

...Respondents

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. R.K.Singla, Advocate for
Mr. Tarun Singla, Advocate,
for the petitioners.

RAJBIR SEHRAWAT, J. (Oral)

1. This is a contempt petition filed under Section 12 of the Contempt of Courts Act, 1971, for punishing the respondents for disobeying the order dated 15.12.2016 passed in RSA-6464-2016.
2. Perusal of the record shows that the alleged contempt is claimed on the basis of interim order passed in the regular second appeal. However, even the said regular second appeal has been decided in favour of the appellant/plaintiffs. The father of the petitioners, whom the petitioners have succeeded now, was only a defendant in the civil suit. Therefore, for alleged non-compliance of an interim order passed during pendency of the regular second appeal, cannot be made a basis for initiating the contempt proceedings at the instance of the petitioners. The rights of the parties have already been decided by the decree finally passed in the regular second appeal.
3. In view of the above, the present petition is dismissed.

05.12.2023

parveen kumar

**(RAJBIR SEHRAWAT)
JUDGE**

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No