



WEB COPY



Cont.P.No.2021 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.08.2024

CORAM

THE HONOURABLE **DR.JUSTICE G.JAYACHANDRAN**

Cont.P.No.2021 of 2024

1.A.Rajakumar

2.M.James Paul Rajan

.. Petitioners

/versus/

K.Jagarajan

.. Respondent

PRAYER: Contempt Petition filed under Section 11 of Contempt of Courts Act, pleaded to pass an order punishing the respondent for wilfully, intentionally and deliberately committing contempt the Court in obtaining orders dated 12.01.2023 passed in the above W.P.No.994 of 2023 by making perjurious averments in support of the affidavit filed in the W.P.No.994 of 2023.

For Petitioners : Mr.V.Athikesavan

For Respondent : Mr.K.Gajendiran

ORDER

This Contempt Petition is filed alleging that the writ petitioner in W.P.No.994 of 2023 has suppressed certain facts and obtained order of police protection from this Court on 12.01.2023 and therefore, he must be punished for wilful contempt.

Dr.G.JAYACHANDRAN,J.



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2. This Court after hearing the counsel at length and ^{rpl} perusing the records finds that the Court on 12.01.2023 considering the representation of one Jagarajan, has directed the respondent police to consider the representation dated 05.01.2023 to provide police protection to the Youth Camp to be scheduled on 13.01.2023 to 17.01.2023 and pass appropriate orders. This order even if been obtained by suppression of fact, it does not confer any right of the said Jagarajan, who has been managing the church or perpetrate right to conduct the youth camp in the church premises. If at all any grievance to the petitioners herein, they can work out the remedy by establishing their right before the appropriate civil Court and in fact the learned counsel for the petitioners has circulated the judgment of the XV Assistant Judge, City Civil Court, Chennai in O.S.No.5284 of 2021 dated 29.07.2024 dismissing the suit filed by Jagarajan. While so, this Court finds nothing in this contempt petition to entertain, hence closed.

02.08.2024

Speaking order/Non speaking order

Index : Yes

rpl

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