

2024:PHHC:007931
IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

202 **COCp-553-2011 (O & M)**
Date of decision: 20.01.2024

HDFC BANK LIMITED ...Petitioner

Versus

TARSEM SINGH ...Respondent

CORAM : HON’BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. Ish Karan Singh Chhabra, Advocate for
Mr. A.D.S.Sukhija, Advocate,
for the petitioner.

Mr. Karan Bhardwaj, Advocate,
for the respondent.

RAJBIR SEHRAWAT, J. (Oral)

1. This is a contempt petition filed under Sections 10 and 12 of the Contempt of Courts Act, for punishing the respondent for disobeying the order dated 19.01.2009 passed in CRM-M-32116-2008.
2. Perusal of the record shows that there are disputed questions of fact relating to the custody of the vehicle in question. Although it is admitted by both the sides that the vehicle in question was released by the petitioner-bank in the first instance on payment of amount by the petitioner, as per the order, however, as per the respondent, subsequently, the petitioner-bank had taken the custody of the vehicle once again. The disputed questions of fact are involved in the present petition, the same cannot be adjudicated upon in the contempt petition.
3. In view of the above, this Court does not find any ground to proceed further with the contempt petition.
4. Dismissed.
5. However, if any grievance of the petitioner is left

un-addressed, it would be at liberty to raise the same in any other alternate remedy, but in accordance with law.

CM-22049-CII-2013

6. This is an application under Section 151 CPC for granting permission to the respondent to deposit an amount of Rs.1 lakh in the treasury, in pursuance of order dated 04.10.2013 passed by this Court.
7. Since the main case has been decided, the present application has been rendered infructuous.
8. Disposed of accordingly.

20.01.2024
parveen kumar

(RAJBIR SEHRAWAT)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No