

2024:PHHC:045791
IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CM-5626-CII-2024 in
COCP-291-2024
Date of decision: 04.04.2024

M/S RIKHI CONSTRUCTION CO

...Petitioner

Versus

PRIYANK BHARTI IAS AND OTHERS

...Respondents

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. Chirag Girdhar, Advocate,
for the applicant-petitioner.

RAJBIR SEHRAWAT, J. (Oral)

CM-5626-CII-2024

1. This is an application under Section 151 CPC seeking permission to withdraw the main petition with liberty to claim interest on the delayed payment and damages.

2. Notice in the application.

3. Mr. Gunjan Mehta, Addl. A. G. Punjab, accepts notice on behalf of the respondents and submits that the necessary payment has since been made to the petitioner.

4. Counsel for the applicant-petitioner has also not disputed the fact that the payment has been made by the respondent. Accordingly, he seeks permission to withdraw the present petition; with liberty to the petitioner to avail the alternate remedy, if any grievance survives.

5. In view of the above, the present application is allowed. The main contempt petition is preponed and taken up today itself for hearing.

COCP-291-2024

6. This is a contempt petition filed under Sections 10 and 12 of

the Contempt of Courts Act, for punishing the respondents for disobeying the order dated 20.10.2023 passed in CWP-24200-2023.

7.

In view of the order passed in CM-5626-CII-2024, the present petition is dismissed as withdrawn with liberty to the petitioner to avail the alternate remedy, if any grievance is left un-redressed.
8.

Personal appearance of the respondents is exempted.
9.

Rule stands discharged.

04.04.2024
parveen kumar

(RAJBIR SEHRAWAT)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No