

RAJINDER SINGH AND ANOTHER

Versus

AJOY KUMAR SINHA AND OTHERS

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. G.S. Virk, Advocate for the petitioners.

Ms. Jasleen Kaur Sidhu, DAG, Punjab.

Mr. Sanjeev Sharma, Advocate,
for respondent No.2.

Mr. Ashok Kumar Bazaz, Advocate,
for respondent No.3.

RAJBIR SEHRAWAT, J. (ORAL)

1. This is a contempt petition filed under Section 2(b) read with Sections 11 and 12 of the Contempt of Courts Act, 1971 along with Article 215 of the Constitution of India for initiating contempt proceedings against the respondents for violating the order dated 06.03.2017 passed by this Court in CWP-4591-2017.

2. Reply by way of affidavit of respondent No.3 has been filed today in the Court. The same is taken on record. Registry is directed to scan the same and place it at appropriate place.

3. Learned counsel for the respondents have submitted that the petitioners have not shown their title qua the land involved in the present petition. Not only that, the petitioners have also filed a civil suit for injunction qua the land in question. However, no interim order has been passed by the Civil Court in their favour.

4. Since, the title of the land itself is not beyond doubt, therefore, it would not be appropriate to proceed further in the contempt petition. Hence, the same is dismissed.
5. However, the petitioners would be at liberty to avail any other alternate remedy, but in accordance with law for the same cause of action.

(RAJBIR SEHRAWAT)
JUDGE

10.04.2024
sandeep

Whether Speaking/Reasoned : Yes/No
Whether Reportable : Yes/No