



CR-2776-2024

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

Sr. No.125

CR-2776-2024

Date of Decision: 07.05.2024

SANTOSH DEVI

....Petitioner

Versus

RAVINDER KUMAR AND OTHERS

.....Respondents

CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI

Present:- Mr. Munfaid Khan, Advocate,
for the petitioner.

ARCHANA PURI, J. (Oral)

Challenge in the present revision petition is to the order dated 13.02.2024 (Annexure P-4), passed by learned Trial Court in the contempt application i.e. CM-259-2023, titled '*Smt. Santosh Devi v/s Ravinder Kumar and another*', moved in civil suit i.e. CS-1509-2023.

Learned counsel for the petitioner heard.

It is submitted by learned counsel for the petitioner that, initially, the petitioner had filed a Civil Suit for permanent injunction against the respondents. However, during the pendency of the said suit, learned civil Court had ordered the parties to maintain status quo qua the existing crops on the suit property, as well as of raising construction over the suit property. However, it is submitted that the order of status quo was not obeyed by the respondents, as a result whereof, contempt application in hand, has been filed by the petitioner, wherein at first instance, notice was ordered to be issued for 13.02.2024, but service was not effected upon the respondents and subsequently, vide order dated 13.02.2024, fresh notice was ordered to be

issued for 08.05.2024. However, it is pointed out that an application for



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appointment of an Advocate along with Halqa Kanungo, as Local Commissioner, was also filed and the said application was also adjourned for 08.05.2024.

Learned counsel submits that long adjournment was given by the contempt Court, which causes prejudice to the claim of the present petitioner. At this stage, learned counsel submits that he confines his prayer only for short adjournment, to be facilitate the service to be effected upon the respondents. Learned counsel has given an undertaking that the petitioner shall take one set of summons dasti, to get the service of the respondent effected.

In view of the submission, so made, it is also evident from the impugned order that the case fixed before learned Trial Court, is fixed for tomorrow i.e. 08.05.2024. On query by the Court, learned counsel was not able to state, as to whether dasti summons had been taken, as observed by learned Trial Court in both the orders earlier passed.

Anyhow, if the service is not effected for 08.05.2024, learned contempt Court is requested to give short adjournment, of about three weeks and issue double set of summons and one set be taken dasti, at the behest of the petitioner. Further, subject to service having effected upon the respondents, learned contempt Court is also requested to expeditiously dispose of the pending applications, in accordance with law.

In view of the aforesaid terms, the revision petition stands disposed of.

07.05.2024
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(ARCHANA PURI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : Yes/No