

2024:PHHC:028461

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

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COCp-1606-2023

Date of decision: 28.02.2024

RAJIV KUMAR

...Petitioner

Versus

BINDERPAL SINGH AND ANR.

...Respondents

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. H.S.Saggu, Advocate,
for the petitioner.

Mr. Gobind Rai Sharma, Advocate,
for the respondents.

RAJBIR SEHRAWAT, J. (Oral)

1. This is a contempt petition filed under Sections 10 and 12 of the Contempt of Courts Act, 1971, for punishing the respondents for disobeying the order dated 20.12.2022 passed in Civil Revision No.356-2022.

2. Counsel for the respondents has submitted that the vacant possession of the shop has since been handed over to the petitioner and necessary arrears of rent i.e. Rs.24,775/- has also been deposited with the Rent Controller, vide challan receipts dated 30.03.2017 and 15.09.2021. Copies of the aforesaid challan receipts, produced by the counsel for the respondents in the Court today, are taken on record.

3. On the other hand, counsel for the petitioner has submitted that only an amount of Rs.24,775/- has been deposited by the respondents, whereas, arrears of the rent was about Rs.2,50,000/-.

4. Since, no specific amount has been mentioned in the order, therefore, this petition cannot be continued for this reason that the

petitioner is not fully satisfied with the deposit of arrears by the respondents. Accordingly, the present petition is dismissed.

5. However, if the petitioner has not got the said money from the concerned Rent Controller, he would be at liberty to claim the same. Not only that, if the petitioner feels that the entire arrears of rent has not been cleared by the respondents, he would be entitled to file execution petition; qua any payable arrears as determined/determinable by any Court.

28.02.2024
parveen kumar

(RAJBIR SEHRAWAT)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No