

103 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCN No.1780 of 2021 (O&M)

Date of Decision: 14.03.2024

MAHESH BATRA AND ORS

.....Petitioner

Versus

NARESH BATRA AND ORS

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. Sangram Singh Saron, Advocate
for the petitioner along with petitioner No.4 in person.

Dr. Anmol Rattan Sidhu, Senior Advocate with
Mr. Raghav Gulati, Advocate,
Mr. Mandeep Kaur, Advocate and
Mr. Kamal Gupta, Advocate,
for respondent Nos.1 to 5, 7 and 10 to 15.

RAJBIR SEHRAWAT, J. (ORAL)

This is a contempt petition filed under Section 12 of the Contempt of Courts Act, 1971 read with Section 151 of CPC for initiating contempt proceedings against respondent Nos.1 to 15 for giving false and incorrect undertaking before this Court, recorded vide order dated 22.03.2021 in CR-5177-2019.

Learned Senior counsel for respondent Nos.1 to 5, 7 and 10 to 15 has produced copy of bank guarantee created with AU Small Finance Bank. The said bank guarantee is in the name of Court where the suit for recovery filed by the petitioner is stated to be pending. On the previous date, it was agreed between the parties that the present petition can be disposed of, if the respondents furnish bank guarantee, which he has now furnished, as mentioned above.

Learned Senior counsel for respondent Nos.1 to 5, 7 and 10 to 15 has handed over the original of the bank guarantee to learned counsel for the petitioner, who undertakes to deposit the same with the concerned Court, where the civil suit is going on, within a period of two days.

Accordingly, the present petition is dismissed.

Needless to say that the Civil Court will pass the necessary order for encashment of the said bank guarantee amount, as and when the civil suit filed by the petitioner is decreed, but in accordance with law.

The pending miscellaneous application, if any, is also disposed of as such.

(RAJBIR SEHRAWAT)
JUDGE

14.03.2024
sandeep

Whether Speaking/Reasoned : Yes/No

Whether Reportable : Yes/No