

212 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCN No.2877 of 2020 (O&M)

Date of Decision: 06.03.2024

BHUVNEET SINGH

.....Petitioner

Versus

PRASHANTH VENKATESH AND ANOTHER

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. Mohak Arora, Advocate and
Mr. Manish Soni, Advocate for the petitioner.

Mr. Amit Bhardwaj, Advocate and
Mr. Sunny Namdev, Advocate
for the respondents.

Mr. Amit Aggarwal, DAG, Haryana.

RAJBIR SEHRAWAT, J. (ORAL)

This is a contempt petition filed under Sections 11 and 12 of the Contempt of Courts Act, read with Article 215 of the Constitution of India for initiating contempt proceedings against the respondents for disobedience of undertaking/affidavit filed before this Court in CRM-M-39828-2019.

Pursuant to previous order dated 17.10.2023, respondent Nos.1 and 2 have been brought before this Court in custody. Learned counsel for the respondents has pointed out that the regular bail granted to the respondents already stands cancelled. The undertaking/affidavit given by the respondents to return the money was only part of the order of grant of bail. Once, the bail is cancelled, the compliance of undertaking/affidavit, as such cannot be insisted upon by the petitioner. Hence, the present petition does not deserve to be continued any further.

Learned counsel for the petitioner has not disputed the fact that the bail granted to the respondents have already been cancelled, as such, and they are in custody in the said case.

In view of the above, this Court does not find any ground to continue with the present petition any more. Hence, the same is dismissed.

However, this order would not preclude the petitioner from availing any alternate remedy, if any grievance is still un-addressed, but in accordance with law.

Since, the respondents were brought before this Court in custody from Bhondsi Jail, Gurugram, therefore, the officer who has brought them before this Court; is ordered to give the respondents back to custody in the aforesaid jail.

(RAJBIR SEHRAWAT)
JUDGE

06.03.2024
sandeep

Whether Speaking/Reasoned : Yes/No

Whether Reportable : Yes/No