

2024:PHHC:060882

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

222

COCp-3046-2023

Date of decision: 02.05.2024

SUBASH CHANDER BAJAJ

...Petitioner

Versus

POONAM BHATNAGAR, EXECUTIVE OFFICER, MC, FEROZEPUR

...Respondent

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

**Present:- Mr. M.K.Sajjan, Advocate,
for the petitioner.**

**Ms. Harpriya Khaneka, Advocate,
for the respondent.**

RAJBIR SEHRAWAT, J. (Oral)

1. This is a contempt petition filed under Section 12 of the Contempt of Courts Act, for punishing the respondent for disobeying the order dated 09.12.2022 passed in RSA-3116-2018.

2. Affidavit of Smt. Poonam Bhatnagar, Executive Officer, Municipal Council, Ferozepur City, Punjab, filed in the Registry, is taken on record.

3. Counsel for the respondent has submitted that as per the judgment dated 09.12.2022 passed in RSA-3116-2018, the appellant in the aforesaid regular second appeal had undertaken to remove the wall which had been constructed over and above the roof of the second floor. However, the said wall has not been removed by that person. Therefore, the respondent has given him repeated notices as well. Further action shall follow as per law. Beyond that, nothing is required to be done by the respondent, at this stage. It is further submitted that the present petitioner

has no cause of action to file the present contempt petition.

4. The above-said factual aspect has not been disputed by the
counsel for the petitioner.
5. In view of the above, the present petition is dismissed.
6. However, if the petitioner is having any grievance legally
sustainable, he will be at liberty to take any other alternate remedy, but in
accordance with law.

02.05.2024
parveen kumar

(RAJBIR SEHRAWAT)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No