



COCP-3961-2019 (O&M)

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

**COCP-3961-2019 (O&M)
Date of Decision: 12.09.2025**

Ranjit Kaur

.....Petitioner

Vs.

Davinder Singh

.....Respondent

CORAM: HON'BLE MRS. JUSTICE SUDEEPTI SHARMA

Present : Mr. R.D.Bawa, Advocate,
Mr. Samuel Gill, Advocate and
Mr. Rishabh Rana, Advocate,
for the petitioner.

Ms. Aakanksha, Advocate, for
Mr. Lal Singh Sandhu, Advocate,
for the respondent.

SUDEEPTI SHARMA J. (ORAL)

1. The present contempt petition has been filed for deliberate and intentional disobedience of order dated 08.02.2018 passed by the Division Bench of this Court in FAO-M-222-2014.

2. The Division Bench of this Court had passed the following order dated 08.02.2018 in FAO-M-222-2014:-

“The respondent-husband had been granted a decree of divorce on 23.4.2014 vide impugned judgment and decreed passed by the Additional District Judge, Patiala. The appellant-wife has preferred the present appeal. During pendency of the appeal, the parties have arrived at a settlement that 1/3rd of the land of respondent in 20 kanals 19 marlas would be transferred in the name of son of the parties, namely Surkhab Singh.



Besides this, it has been agreed that a sum of Rs.6 lac will be paid to the appellant-wife as permanent alimony and she would withdraw the appeal.

Respondent present in the Court has brought to the notice of this Court that as per above said settlement, 1/3rd share in the land has been transferred in the name of the son and he is ready to pay balance amount of Rs.6 lac. A sum of Rs.6 lac has been paid by way of crossed cheque with an assurance that on presentation the same it will be cleared.

In view of above, the appeal is dismissed as withdrawn. The judgment and decree dated 23.4.2014, passed by the lower Court in favour of the respondent is hereby affirmed subject to the condition that the transfer of 1/3rd share in the name of Surkhab Singh is a valid transfer bestowing 1/3rd share of Davinder Singh upon him. The original transfer deed has been handed over to the appellant and a photocopy of the same has been retained on the record. The appellant shall withdraw any proceedings initiated by her against the respondent within a period of one month.

It is made clear that in case the cheque of permanent alimony is not cleared, the appellant-wife would be entitled to seek restoration of the appeal and take action in accordance with law against the respondent.”

3. In compliance of the order dated 08.02.2018, reply by way of affidavit of Davinder Singh son of Gurcharan Singh i.e. respondent No.2 has already been filed. As per said reply, 1/3rd share of land out of total 20 Kanal 19 Marla had already been transferred to the petitioner, vide transfer deed dated 26.09.2017 and Rs.6,00,000/- had already been paid to the petitioner. Despite this fact, the petitioner has filed this contempt petition, which is not maintainable, since there is no disobedience of order dated 08.02.2018.



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4. In view of the above, present contempt petition is dismissed with costs of Rs.10,000/- (Rupees Ten Thousand only) to be deposited by the petitioner in the Punjab Chief Minister Relief Fund, Account No.001934001000589, IFSC Code TPSC00000019, Punjab Civil Secretariat 1 Branch.

5. Pending application(s), if any, also stand disposed of.

(SUDEEPTI SHARMA)
JUDGE

12.09.2025

Virender

Whether speaking/non-speaking : Yes

Whether reportable : Yes/No