



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

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COCP-103-2021 (O&M)
Date of decision: 05.02.2026

Lalit Kumar Jain

...Petitioner

V/s

Sh. Himanshu Gupta

...Respondent

CORAM : HON'BLE MR. JUSTICE VIKRAM AGGARWAL

Present: Mr. Gurcharan Dass, Advocate, for the petitioner.
Ms. Shiny Chopra, AAG, Punjab.

VIKRAM AGGARWAL, J (ORAL)

The instant contempt petition alleges willful disobedience of order dated 04.07.2018 passed in CRM-M-15052-2016, titled as ***Shree Mahavir Jain High School, Raikot and another vs. State of Punjab and others***, vide which a direction had been issued to respondent No.2 therein i.e. the Sub-Divisional Magistrate, Raikot, Tehsil Raikot, District Ludhiana to return the record of the school within a period of 7 days.

2. A stand had been taken in the reply submitted by the respondent that no record was available and that the same had been returned to one Mr. Avant Jain, Manager of Shri Bhagwan Mahavir High School on 19.10.2015.

3. Since both sides had rival claims, on 23.09.2025, the following order was passed:-

“CRM-M-15052 of 2016, titled as Shree Mahavir Jain High School, Raikot and another Vs. State of Punjab and others was disposed of vide order dated 04.07.2018 (Annexure P-8). Respondent No.2 therein i.e.. Sub-Divisional Magistrate, Raikot, District Ludhiana, was directed to return the record of the School within a period of seven days from the date of receipt of a certified copy of the order.

The grievance of the petitioner is that despite specific directions having been issued, the record was not returned. On the other hand, the stand of Sh.Sandhura Singh, who was the then Tehsildar is that the record had been returned on 19.10.2015 to one Sh. Avant Jain, Manager of Shree Bhagwan Mahavir Jain High School, Raikot.

Learned State counsel submits that the record was never with the Sub Divisional Magistrate and was in-fact with the Tehsildar.

It is apparent that one side is not telling the truth.

Under the circumstances, I deem it appropriate to issue a direction to the Deputy Commissioner, Ludhiana, to hold an inquiry into the matter and then submit a report to this Court so that the matter can be taken to its logical end. The needful be done within eight weeks.

Adjourned to 02.12.2025.

A copy of this order and the contempt petition be sent to the Deputy Commissioner. Ludhiana for information and compliance.”

4. In compliance of the aforesaid order, affidavit of Sh. Himanshu Jain, Deputy Commissioner, Ludhiana has been filed in Court today, which is taken on record. As per the same, in compliance of the order dated 23.09.2025, the enquiry was entrusted to the Additional Deputy Commissioner, Jagraon, District Ludhiana, who duly conducted the same and submitted his report dated 29.12.2025 (Annexure R-1). It was concluded by the Additional Deputy Commissioner, Jagraon after conducting the enquiry that no further record of the school (ibid) was available with the office of Sub-Divisional Magistrate, Raikot.

5. Not only this, Sh. Avant Jain, also gave a statement before the enquiry officer that the record had been handed over to him.

6. That being so, no willful disobedience of order 04.07.2018 (Annexure P-8) is found to have been committed and the contempt petition is accordingly dismissed.

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

(VIKRAM AGGARWAL)
JUDGE

February 05, 2026

vchgarg	Whether speaking/reasoned	:	Yes/No
	Whether reportable	:	Yes/No