

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

RA No. 221 CII of 2016 (O&M) in
COCP No. 1220 of 2016
Date of decision: 20.9.2016

Mohinder

...Petitioner

Versus

Tilak Raj and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Ashish Aggarwal, Senior Advocate with
Mr. Parminder Singh, Advocate,
for the applicant/petitioner.

RAJAN GUPTA, J. (Oral)

Petitioner has alleged violation of an undertaking dated 6th February, 2014 given before the Judicial Magistrate, Ist Class, Karnal by respondents. He submits that the undertaking was not adhered to. Thus, petitioner had no option but to invoke contempt jurisdiction of this Court. Main petition was already disposed of on 8.8.2016 in the following terms:-

“Learned counsel for the petitioner submits that he be allowed to withdraw the present petition with liberty to avail appropriate remedy, if any.

In view of the statement made by learned counsel for the petitioner, this petition is dismissed as withdrawn with liberty as aforesaid.”

I do not find any ground to review the aforesaid order. Admittedly, the undertaking was given before the trial court. Needless to observe that the court below has liberty to proceed in accordance with law. It is not a fit case for interference in contempt jurisdiction of this Court.

Dismissed.

**20.9.2016
prem**

**(RAJAN GUPTA)
JUDGE**

Whether speaking/reasoned
Whether reportable

Yes
Yes/No