

IN THE SUPREME COURT OF INDIA
ORIGINAL JURISDICTION

CONTEMPT PETITION (C) NO.528/2020

IN

CIVIL APPEAL NO.500/2016

PRABIR KUMAR SEN & ANR.

Appellant(s)

VERSUS

MALATI DEVI JAISWAL & ORS.

Respondent(s)

O R D E R

We have heard learned counsel for parties and perused the affidavit of the respondent(s).

We reject the quantification of damages as sought to be made in the affidavit and direct that for the over stay period of ten months, damages should be paid to the petitioners @ Rs.5,000/- per month within a period of 4 weeks from today.

Insofar as contempt action is concerned, the respondents have already been convicted for contempt and the only issue is of sentence.

We have heard learned counsel for the parties and consider appropriate to impose a fine of Rs.2,000/- while not proceeding to sentence them to imprisonment keeping in mind their apology. The fine be deposited within four weeks.

The respondents shall also bear the cost of the litigation for the present Contempt proceedings quantified at Rs.10,000/-. The litigation cost also be remitted within four weeks.

The Contempt Petition stands disposed of.

Any violation of the aforesaid directions would give liberty to the petitioners/appellants to revive the Contempt Petition for imposing sentence of imprisonment.

In view of the respondents having entered appearance in pursuance toailable warrants and as per learned counsel for the respondents having given cash security to the police Rs.10,000/- each, if it be so, then the amount be returned by the police authorities to the respondents.

.....J.
[SANJAY KISHAN KAUL]

.....J.
[DINESH MAHESHWARI]

.....J.
[HRISHIKESH ROY]

NEW DELHI;
DECEMBER 07, 2020

ITEM NO.26 Court 6 (Video Conferencing) SECTION XVI

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

CONMT.PET.(C) No. 528/2020 in C.A. No. 500/2016

PRABIR KUMAR SEN & ANR. Petitioner(s)

VERSUS

MALATI DEVI JAISWAL & ORS. Respondent(s)

Date : 07-12-2020 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL
HON'BLE MR. JUSTICE DINESH MAHESHWARI
HON'BLE MR. JUSTICE HRISHIKESH ROY

For Petitioner(s) Mr. Partha Sil, AOR
 Mr. Tavish Bhushan Prasad, Adv.

For Respondent(s) Mr. Kuldeep Rai, Adv.
 Mr. Harisha S.R., AOR

UPON hearing the counsel the Court made the following
O R D E R

The Contempt Petition is disposed of in terms of the
signed order.

Pending application, if any, stands disposed of.

(ASHA SUNDRIYAL)
ASTT. REGISTRAR-cum-PS

(ANITA RANI AHUJA)
ASSISTANT REGISTRAR

[Signed order is placed on the file]