

ITEM NO.23

COURT NO.2

SECTION XIV

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 35848/2023

(Arising out of impugned final judgment and order dated 15-05-2023 in CAC No. 11/2023 passed by the High Court Of Delhi At New Delhi)

RAM PRAKASH CHOUDHARY

Petitioner(s)

VERSUS

STATE &amp; ANR.

Respondent(s)

( IA No.185052/2023-CONDONATION OF DELAY IN FILING and IA No.185053/2023-EXEMPTION FROM FILING O.T.)

Date : 18-09-2023 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL  
HON'BLE MR. JUSTICE SUDHANSHU DHULIA

For Petitioner(s) Mr. L.K.passi, Adv.  
Mr. Rajesh Kumar Chaurasia, AOR  
Mr. Dr. K.C.Rakesh, Adv.  
Ms. Ruby, Adv.  
Mr. Sujeet Kumar, Adv.  
Ms. Soni, Adv.  
Mr. Onkar Prasad, Adv.  
Mr. Lalit Allawadhi, Adv.

For Respondent(s)

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

The view taken by the High Court in the impugned judgment that no appeal would be maintainable under Section 19 of the Contempt of Courts Act, 1971 since the learned Single Judge had discharged the contempt notice, is a correct view. The only error appears

to be that while observing that no appeal is maintainable, there is no question of interfering with the costs imposed by the learned Single Judge. To that extent, the order of the Division Bench of the High Court is set aside and the order of the learned Single Judge would operate.

If the petitioner has any other remedy available in law, that is always open to him.

The special leave petition is disposed of in terms aforesaid.

[CHARANJEET KAUR]  
ASTT. REGISTRAR-cum-PS

[POONAM VAID]  
COURT MASTER (NSH)