

Court No. - 9

Case :- CONTEMPT APPLICATION (CIVIL) No. - 6015 of 2023

Applicant :- C/M Janak Laghu Madhyamik Vidyalaya And Another

Opposite Party :- Sri Sanjay Kumar Yadav, Additional Director (Basic Education) And Another

Counsel for Applicant :- Ajeet Kumar Shukla,Prabhakar Awasthi

Hon'ble Rohit Ranjan Agarwal,J.

The writ Court on 06.02.2023 while disposing off the Writ-A No. 21090 of 2022 passed the following order;

"Heard Sri Prabhakar Awasthi, learned counsel for petitioner, learned Standing Counsel appearing on behalf of State-respondents and Sri Sunil Kumar Singh, learned counsel for applicants who have filed impleadment application.

Learned counsel for parties have made a fair statement on instruction at bar that matter can be resolved by Finance and Account Officer at District Basic Education Officer, Deoria (respondent No.4) after hearing them.

Considering the above submission and taking note that till date, claim of petitioner as well as parties represented by Sri Sunil Kumar Singh, Advocate has not been rejected or is dealt with, therefore, in absence of any order by Finance and Account Officer at District Basic Education Officer, Deoria (respondent No.4), Court cannot go into merit of case at this stage.

Accordingly, this writ petition is disposed of with a direction to Finance and Account Officer at District Basic Education Officer, Deoria (respondent No.4) to consider the case of petitioner as well as persons represented by Sri Sunil Kumar Singh, Advocate, who are two in number namely, Anil Kumar Rai and Om Prakash Mishra and take an appropriate decision in accordance with law within a period of eight weeks from today."

A compliance affidavit has been filed by the opposite party wherein it has been stated that the order dated 06.02.2023 passed by the writ Court has been complied by the opposite party and representation of the applicant has been decided on 17.05.2023, copy of which has been brought on record as annexure No. 1 to the compliance affidavit.

As the order of writ Court has been complied by the opposite party, no case for contempt is made out.

Contempt application is dismissed, accordingly.

Contempt notice stands discharged.

File consign to record.

Order Date :- 16.10.2023

Shekhar