

Court No. - 4

Case :- CONTEMPT APPLICATION (CIVIL) No. - 3444 of 2023

Applicant :- Shiv Shanker Verma

Opposite Party :- Sri Senthil Pandiyan C., Excise Commissioner,
U.P., Prayagraj, Camp Office, Lko.

Counsel for Applicant :- Birendra Kumar Yadav, Balram
Yadav, Satendra Jaiswal

Hon'ble Rajesh Singh Chauhan, J.

1. Heard Sri Birendra Kumar Yadav, learned counsel for the petitioner and Sri Sunil Bajpai, learned Additional Chief Standing Counsel.

2. Sri Bajpai, learned Additional Chief Standing Counsel has produced the copy of instructions letter dated 08.11.2023 preferred by the Commissioner, Excise, U.P. addressing to the Chief Standing Counsel enclosing therewith the relevant documents/ letters/ orders being issued by the Excise Commissioner including the copy of order dated 07.11.2023 whereby the final decision has been taken in terms of order of the Writ Court. The aforesaid instructions letter dated 08.11.2023 along with its enclosures are taken on record and photocopy thereof has been given to the learned counsel for the petitioner.

3. Sri Birendra Kumar Yadav, learned counsel for the petitioner has submitted that this is not a compliance in the little sense but the decision has been taken by the Excise Commissioner, U.P., therefore, the petitioner may be given liberty to challenge the aforesaid order before appropriate court of law.

4. In the wake of aforesaid development, nothing remains to be adjudicated in the instant contempt petition.

5. Accordingly, the instant contempt petition is ***dismissed***.

6. Notice, if any, stands discharged.

7. It is always open for the petitioner to challenge the order dated 07.11.2023 passed by the Excise Commissioner, U.P. before appropriate court of law, if the petitioner feels himself aggrieved from that order.

[Rajesh Singh Chauhan, J.]

Order Date :- 16.11.2023

Suresh/