

GAHC010045672024



THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : Cont.Cas(C)/120/2024

SRI TAPAN BORAH AND 2 ORS
SON OF - DIMBESWAR BORAH, RESIDENT OF VILL - BALI PUKHURI, P.O. -
BURHIGANG, P.S. - BISWANATH CHARIALI, DISTRICT - BISWANATH, PIN -
784176.

2: ANINDITA SAIKIA
DAUGHTER OF - MAHENDRA SAIKIA
RESIDENT OF - WARD NO. 8
P.O. - BISWANATH CHARIALI P
S. - BISWANATH CHARIALI
DISTRICT - BISWANATH
ASSAM
784176.

3: SWAPNA BORAH
WIFE OF - BINIT KALITA
RESIDENT OF - BAMGAON
P.O. - BISWANATH CHARIALI P.S. - BISWANATH CHARIALI
DISTRICT - BISWANATH
ASSAM
784176

VERSUS

SHRI AMORJYOTI BORTHAKUR AND ANR
THE CHAIRMAN, BISWANATH CHARIALI MUNICIPAL BOARD, P.O. -
BISWANATH CHARIALI P.S. - BISWANATH CHARIALI, DISTRICT -
BISWANATH, ASSAM, 784176.

2:SRI BICHITRA DAS
EXECUTIVE OFFICER
BISWANATH CHARIALI MUNICIPAL BOARD
P.O. - BISWANATH CHARIALI P.S. - BISWANATH CHARIALI
DISTRICT - BISWANATH

ASSAM
784176

Advocate for the Petitioner : MR G CHAMUAH

Advocate for the Respondent :

**BEFORE
HONOURABLE MR. JUSTICE LANUSUNGKUM JAMIR**

ORDER

Date : 15.03.2024

Heard Mr. G. Chamuah, learned counsel for the petitioner.

By this contempt petition, the petitioner is alleging willful disobedience of the order dated 29.05.2023 passed by this Court in WP(C)/590/2021.

The operative portion of the order dated 29.05.2023 reads as under:

”4. Taking into account that the Biswanath Chariali Municipal Board had given an undertaking before this Court on affidavit that henceforth the Municipal Board shall give the regular scale of pay to each of the petitioners in terms with the office order dated 08.09.2014 and would consider the representation of the petitioners for arrear salary, this Court therefore on the basis of the said undertaking as quoted hereinabove disposes of the instant writ petition.

5.The undertaking so quoted hereinabove shall form a part of the instant order and the respondent Municipal Board shall be bound to comply with the same.

6. With above, the instant petition stands disposed of.”

A perusal of the order dated 29.05.2023, would indicate that no time

frame was given to comply with the directions passed by this Court in the said order.

Accordingly this contempt petition is disposed of directing the respondents to comply with the order dated 29.05.2023, passed in WP(C)/590/2021 within a period of 2(two) months from the date of receipt of a copy of the order of this Court.

Contempt petition is accordingly disposed of.

JUDGE

Comparing Assistant