

IN THE HIGH COURT OF JUDICATURE AT PATNA

Miscellaneous Jurisdiction Case No.2275 of 2014

IN

Civil Writ Jurisdiction Case No. 4375 of 2014

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Pankaj Kumar, son of Deo Narayan Paswan Resident of Mohalla - Kastyaharni Ghat, Munger, P.O. Munger, P.S. Kotwali, District - Munger.

.... Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Government of Bihar, Patna namely Sri Ashok Kumar Sinha.
2. Smt. Anshuli Arya, presently posted as the Principal Secretary, Public Health Engineering Department, Government of Bihar, Patna.
3. Sri Hakim Prasad, Presently posted as the Deputy Secretary, Public Health Engineering Department, Government of Bihar, Patna.
4. Sri Raghav Ji Ram, Presently posted as the Chief Engineer (Mechanical), Public Health Engineering Department, Government of Bihar, Patna.
5. Sri Uttam Lal Sardar, Presently posted as the Superintending Engineer, Public Health Engineering Department (Mechanical), Bhagalpur Circle, Bhagalpur.
6. Sri Sunil Kumar, Presently posted as the Executive Engineer, Public Health Engineering Department (Mechanical) Munger Division, Munger.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Ajit Kumar Singh

For the Respondent/s : Mr. Pandey Sanjay Sahay

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR MISHRA

ORAL JUDGMENT

Date: 13-02-2015

Heard learned counsel for the petitioner and learned counsel for the opposite parties.

The present contempt application is filed for non-compliance of interim order dated 23.03.2014 passed in C.W.J.C. No. 4375 of 2014 whereunder till further orders, the order of transfer through letter no. 97 dated 13.02.2014, as contained in Annexure-4, so far as petitioner is concerned, shall remain stayed.

Learned A.C. to S.C. 31 appearing on behalf of the opposite parties no. 2 to 6 submits that as soon as the Department received the order under contempt, the transfer order of the petitioner was stayed by the Engineer-in-Chief-Cum-Special Secretary and also communicated to the petitioner through Memo No. 64 dated. 02.04.2014. Moreover, the petitioner has superannuated from the service, which would appear from Annexure-A to the show cause filed on behalf of the opposite party nos. 2 to 6.

Learned counsel appearing on behalf of the petitioner also submits that petitioner has superannuated from the service and since the order under contempt has already been complied by opposite party, this contempt application is disposed of.

(Rajendra Kumar Mishra, J.)

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