

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.4582 of 2014

In
LPA No.796 of 2013

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1. Binay Kumar Jha son of Late Bisheshwar Jha, resident of village Sujapur,
P.S. Bounsi, District Banka

2. Rupesh Kumar Jha, son of Late Bisheshwar Jha, resident of village
Sujapur, P.S. Bounsi, District Banka.

.... Petitioners

Versus

1. The Union of India through Ministry of Railways, Rail Bhawan, New
Delhi.

2. Mr. Arunendra Kumar, Chairman, Railway Board, New Delhi.

3. Mr.R.K. Gupta, The General Manager, Eastern Railway, Calcutta. (W.B.)

4. Mr.S. Bhattacharya, The Chief Personnel Officer (Construction), Eastern
Railway, Calcutta.

5. Mr. R.K. Yadav, The Chief Engineer (Construction), Eastern Railway,
Calcutta.

6. Mr. Rajesh Argal, The Divisional Railway Manager, Eastern Railway,
Malda, West Bengal.

7. Mr. S.S. Priyadarshi, The Deputy Chief Engineer (Construction), Eastern
Railway, Bhagalpur (Bihar)

.... Opposite Parties

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Appearance :

For the Petitioners : Mr. Rajib Ranjan Jha, Advocate

For the Opp.Parties : Mr. Anil Kumar Sinha, Advocate

Mr. Abhimanyu Deo, Advocate

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CORAM: HONOURABLE MR. JUSTICE RAMESH KUMAR DATTA
and
HONOURABLE JUSTICE SMT. ANJANA MISHRA

ORAL ORDER

(Per: HONOURABLE MR. JUSTICE RAMESH KUMAR DATTA)

6 09-03-2015 When the matter was called out, a prayer for

adjournment was made on behalf of learned counsel for the

petitioners. But without such adjournment being granted by this

Court, learned counsel for the petitioners hurriedly left the

Court room. Earlier also on 27.02.2015, prayer for adjournment

had been sought for by learned counsel for the petitioners to

enable him to consider the show cause filed on behalf of the

opposite parties. However, till today, no reply to the show cause has been filed.

Direction of this Court by order dated 10.3.2014 was to the respondent-Railways to grant personal and representative hearing to the appellants in L.P.A., identifying and spelling out the materials and grounds on which the appellants may be sought to be distinguished and thereafter pass a reasoned and speaking order.

In the show cause filed on behalf of the Railways, it is stated that as per the direction of this Court, reasoned order has been passed on 21.11.2014 by the CE/Con/IV/E.Rly/KKK Eastern Railway, Kolkata and the request of the applicants for their engagement in Railways on land acquisition ground considering them similarly situated like the applicants of L.P.A. No.1850 of 2012 was held as not acceptable.

In the aforesaid circumstances, we are of the view that no case for contempt is made out. The contempt application is, accordingly, dismissed.

(Ramesh Kumar Datta, J)

(Anjana Mishra, J)

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