

HON'BLE SRI JUSTICE C.V.NAGARJUNA REDDY

CONTEMPT CASE No.1372 of 2014

Date:07.8.2015

Between:

Mantrigari Leelavathi,
W/o M.Narayana Rao

..... Petitioner

And:

Shadiya Begum

.....Respondent

Counsel for the Petitioner: Sri A.Jagan

For Sri G.Rama Rao

Counsel for the Respondents: AGP for Revenue (TS)

The Court made the following:

ORDER:

This Contempt Case is filed alleging willful disobedience of order, dated 13.9.2013, in Writ Petition No.12973 of 2012, whereby this Court has directed respondent No.4 in the said Writ Petition to dispose of the petitioner's application for mutation of her name after giving notice to her.

Along with the counter-affidavit filed by the respondent, he has filed copy of notice, dated 15.01.2014, a perusal of which shows that the petitioner was directed to be present for enquiry on the same day at 11 am. More than seven months later, the respondent has issued memo, dated 04.9.2014, rejecting the petitioner's application.

At the hearing, Sri A.Jagan, learned counsel representing Sri G.Rama Rao, learned counsel for the petitioner, complained and in my view rightly that the notice issued by the respondent asking his client to appear on the same day on which the notice was issued is wholly illegal and that by not serving proper notice on the petitioner, the respondent has violated the order of this Court which specifically directed him to issue notice to the petitioner before passing an order.

Learned Assistant Government Pleader for Revenue (TS) has fairly stated that as the notice issued by the predecessor of the respondent does not conform to the order of this Court, the respondent will issue a fresh notice and pass a fresh order after recalling the memo, dated 04.9.2014.

This fair submission of the learned Assistant Government Pleader is placed on record and the Contempt Case is, accordingly, closed.

*JUSTICE C.V.NAGARJUNA
REDDY*

*07th August, 2015
DR*