

HON'BLE SRI JUSTICE A. RAJASHEKER REDDY

Contempt Case No.2022 of 2014

Date: 23-06-2015

Between:

Habeeb Zain Al-Hamed

.. Petitioner

And:

Dr. A. Govardhan and another

..... Respondents

HON'BLE SRI JUSTICE A. RAJASHEKER REDDY

Contempt Case No.2022 of 2014

ORDER:

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This Contempt Case is filed alleging violation of the order dated 29-04-2014 in WPMP.No.16352 of 2014 in W.P.No.13050 of 2014 passed by this Court wherein this Court directed the 2nd respondent therein to permit the petitioner to write examinations as per regulations.

2. Now, the 2nd respondent filed his counter stating that on receipt of notice from the petitioner's counsel dated 04-06-2014, himself and the petitioner have approached the 1st respondent and after discussing the matter, the 1st respondent permitted the petitioner to write examinations as per regulations with a fine of Rs.10,000/- towards late fee, which was paid by the petitioner through Demand Draft in the name of Registrar, JNTUH and submitted his application directly to the exam branch and finally

the petitioner was orally instructed by the Controller of Examinations to write examination without hall ticket in Noor College, Hyderabad (examination centre).

3. Heard the learned counsel for the petitioner, who stated that though the petitioner was permitted to write examinations, his results were not declared so far.

4. On the other hand, Sri A. Abhishek Reddy, learned standing counsel for the 1st respondent states that as per the directions of this Court, the petitioner was permitted to write examinations and as there was no direction in respect of declaration of results of the petitioner, his results have not been declared and that no violation of the order of this court has been committed by the respondents.

5. Having regard to the averments made in the counter affidavit of the 2nd respondent and the submissions of the learned standing counsel for the respondents, it indicates that the petitioner was permitted to write examinations with late fee of Rs.10,000/-, which was paid by him, but since there was no direction regarding declaration of results of the petitioner, his results have not been declared. The request for declaration of results, which the petitioner now sought, is left open to the petitioner, which can be pursued only in the writ petition itself and not in the contempt proceedings. Insofar as violation of the orders of this court as alleged is concerned, as per the averments of the counter affidavit of the 2nd respondent, no violation of the orders of this court has been committed by the respondents. As such, I do not see any violation of the orders of this court alleged to have been committed by the respondents, and hence, the contempt case is liable to be dismissed.

Accordingly, the Contempt Case is dismissed. No costs.

However, it is open for the petitioner to seek necessary direction in the writ petition for declaration of his results.

A. RAJASHEKER REDDY, J

Date: 23-06-2015

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