

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.3003 of 2015

In
Cr. WJC 734 of 2011

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1. Abaneshwar Prasad, S/O Shri Mukteshwar Prasad, Resident of Joycee Lane-2252, Naper Ville, Illinus- 60564, United States of America, at present C/O Smt. Rati Devi (Attorney Holder), Sinha Sadan, Road No.1, Yarpur, P.S.- Gardanibagh, Town & District- Patna.

2. Ratneshwar Prasad Sinha,

3. Dineshwar Prasad Sinha,

4. Rajeshwar Prasad Sinha,

5. Someshwar Prasad Sinha, All (1 to 5) sons of Shri Mukteshwar Prasad

6. Rati Devi, W/O Mukteshwar Prasad,

7. Rina Sinha, W/O Ratneshwar Prasad Sinha, All (2, 3, 6 & 7) residents of 'Sinha Sadan', RoadNo.1, Yarpur, P.S.- Gardanibagh, Town and District- Patna. Petitioner Nos 4 & 5, residents of Abhinav Mansion, Block-A, Flat No. 101 & Block- B, Flat No. 401, Jai Prakash Nagar, P.S.- Rajiv Nagar, District-Patna.

.... Petitioner/s

Versus

1. The State of Bihar,

2. Mr. U.C. Biswas, Secretary Cabinet, Vigilance, Govt. of Bihar, Patna.

3. Mr. Rabindra Kumar, the Director General of Police, Bureau of State Vigilance & Investigation Department, Kautilya Marg-6, Patna.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Prashant Sinha

For the Vigilance : Mr. Santosh Kumar Pandey, Adv.

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

4 06-04-2016 Perused the report dated 18.12.2015 submitted by

the In-charge Presiding Officer, Special Court, Vigilance-1, Patna

in compliance with the order dated 09.12.2015 passed by this

Court.

Heard learned counsel for the petitioners and learned

counsel for the Vigilance.

The present application under Article 215 of the Constitution of India has been filed for initiation of a proceeding for contempt of court against the Opposite Parties on the ground that they have deliberately and willfully violated the order dated 1st April, 2013 passed by this Court in Cr.W.J.C. No. 734 of 2011.

I have perused the aforesaid order dated 1st April, 2013, as contained in Annexure-1 to the present application. It would be evident from perusal of the order that no mandamus was issued to the Opposite Parties of the present case.

In absence of any mandamus having been issued to the Opposite Parties, this Court is of the opinion that no case for initiating a proceeding of contempt against the Opposite Parties is made out. Accordingly, the application, being devoid of any merit, is dismissed.

(Ashwani Kumar Singh, J)

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