

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.11527 of 2013

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Anil Kumar Roy, S/o Sri Chandeshwar Roy, Resident of Village Upharauliya, P.O. Barahi, P.S. Riga, Dist. Sitamarhi.

.... Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Govt. of Bihar, Patna.
2. The Director General of Police, Govt. of Bihar, Patna-1.
3. The Deputy Inspector General of Police, Personnel & Administration, Bihar, Patna.
4. The Chairman Mithila Range Recruitment Board-1, (North Zone), B.M.P.-13, Darbhanga.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Niraj Kumar, Adv.

For the Respondent/s : Mr. A.B. Sinha, SC-19

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY

ORAL JUDGMENT

Date: 01-09-2016

Heard learned counsel for the parties.

In this case, the petitioner is seeking relief in terms of the order passed in LPA No. 831 of 2009, operative portion whereof reads as follows:-

"It is submitted by the counsel appearing on behalf of the aforementioned I.As. that sufficient time may be granted to the I.A. petitioners to comply the order passed by this Court for removing defects so as to enable them to avail the relief granted in the order passed by this Court today.

Having taken note of such, we are of the opinion that it would suffice if time is granted to the abovementioned I.A. petitioners to comply the order passed by this Court on 5.4.2011 within a period of six weeks from the date of receipt of a copy of this order.

However, we make it clear that in absence of compliance of the Court's order, the abovementioned I.A. petitioners will not be entitled for any relief as granted by this Court today and the I.As. shall stand dismissed without further reference to a Bench."

It has been stated at Bar that at least two contempt applications arising from LPA No. 831 of 2009 have been rejected by this Court. Learned counsel for the petitioner submits that the matter is pending before the Supreme Court in appeal

The matter relates to the appointment of the year 2004, we have reached 2016 and, thus, it will not be proper to pass any order on merit. However, this order will be subject to the result of the SLP.

With the aforementioned observation, this application is disposed of.

(Shivaji Pandey, J)

Rishi/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	3.09.2016
Transmission Date	NA