

NAFR

**HIGH COURT OF CHHATTISGARH, BILASPUR**

**CONT No. 560 of 2015**

- Dharam Singh S/o Sahab Singh Porte, Aged About 25 Years Cast Gond, R/o Gram Panchayat Podi, Janpad Panchayat, Marwahi, P.O. & P.S. Marwahi, District Bilaspur, Chhattisgarh

**---- Petitioner**

**Versus**

1. Shri Om Prakash Verma , Sub Divisional Officer Pendra Road, Tehsil Pendra Road, Dist. Bilaspur, Chhattisgarh
2. Shri Om Prakesh Sharma, Chief Executive Officer, Janpad Panchayat, Marwahi, District Bilaspur, Chhattisgarh .....(Contemnors)

**---- Respondent**

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For Petitioner

For Respondent No.2.

Shri Rajeev Shrivastava, Advocate

Shri Ajay Mishra, counsel on behalf of Shri Vinay Pandey, counsel

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**Hon'ble Shri Justice Prashant Kumar Mishra**

**Order On Board By**

**12/01/2016**

1. In WPC No.416/2015, the petitioner has assailed the order passed by the Election Tribunal i.e. Sub Divisional Officer (Revenue) [(for short 'SDO (R)'], Pendra Road setting aside his election as Sarpanch of Gram Panchayat Podi, Janpad Panchayat, Marwahi. The effect and operation of the order passed by the SDO (R) has been stayed by this Court vide order dated 09.03.2015, however, despite lapse of more than 10 months time, the petitioner is not handed over the charge of the office of Sarpanch nor any application is moved by any of the parties to the writ petition for vacating the interim order.

2. In this contempt petition, the respondent No.1 has remain unserved due to his transfer. The respondent No.2, the Chief Executive Officer (for short 'CEO'), Janpad Panchayat, Marwahi would take shelter of a communication issued from his office to the SDO (R) on 14.07.2015 seeking guidance in the matter.
3. Having considered the submissions, the contempt petition is disposed of with an observation that the present SDO (R), Pendra Road, District Bilaspur and the respondent No.2 shall ensure the compliance of the interim order passed by this Court within a period of 15 days from today. If the compliance is not made, the petitioner would be at liberty to move a fresh contempt petition. In such eventuality, this Court may take coercive steps against the contemnors.

Sd/-

JUDGE

PRASHANT KUMAR MISHRA

Nirala