

**THE HON'BLE SRI JUSTICE M.S.RAMACHANDRA
RAO**

**Suo motu C.C.No.2250 of 2015 in W.P.No.37295 of
2015**

ORDER:

This Court had asked the respondent to show cause why proceedings for contempt of Court should not be initiated against him for passing orders dt.28-10-2015 in E.C.P.No.346/2014 contrary to the order passed by this Court on 04-03-2015 in W.P.M.P.No.7029 of 2015 in W.P.No.5274 of 2015.

2. The respondent had filed counter affidavit stating that by mistake, he had not taken a note of the above order passed by this Court in view of multiple petitions filed for release of stock, that he had no intention to violate or flout the orders of this Court, and that no action has been taken pursuant to the Endorsement E.C.P.No.346 of 2014 dt.28-10-2015. He also tendered unconditional apology for his mistake. He also stated that he has passed orders for release of the stock to the Writ Petitioner in W.P.No.37295 of 2015 on the said petitioner furnishing bank guarantee.

3. In this view of the matter, I am of the view that although the order dt.04-03-2015 in W.P.M.P.No.7029 of 2015 in W.P.No.5274 of 2015 was violated by the respondent, the said violation occurred on account of

mistake and was not willful and deliberate. Since he has withdrawn the order dt.28-10-2015 by order dt.19-11-2015 and since he has also released the stock to the petitioner subsequently, I do not wish to punish him for contempt of Court. So the Contempt Case is accordingly closed. No costs.

4. As a sequel, the miscellaneous petitions pending, if any, shall stand closed.

JUSTICE M.S.RAMACHANDRA RAO

Date: 17-02-2016

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