

HON'BLE SRI JUSTICE A.V. SESA SAI

CONTEMPT CASE No. 2382 OF 2015

ORDER:

This is an application filed under Sections 10 and 12 of the Contempt of Courts Act alleging willful disobedience of the orders passed by this Court on 22.08.2014 in W.P.No.1893 of 2006.

Heard learned counsel for the petitioners and learned Government Pleader.

By virtue of order, dated 12.08.2005, the District Collector, Mahaboobnagar, ordered transfer of land and building admeasuring 985 square yards belonging to Taluq Agriculturists Cooperative Association, Wanaparthi, to the Education Department for construction of Government Junior College, Urdu Medium. Questioning the said proceedings, the petitioners herein filed W.P.No.1893 of 2006. This Court, on 22.08.2014, disposed of the said writ petition. The operative portion of the said order reads as under:

“For the aforesaid reasons, without expressing any opinion on the legality or otherwise of the impugned order, this writ petition is disposed of, permitting the petitioners to make an application to the authorities concerned for formation of a society, if they are so advised, within a period of two months from the date of receipt of a copy of this order. Interim order granted on 10.07.2006 shall continue for a period of three months. No order as to costs. As a sequel, W.V.M.P. stands dismissed.”

In the present contempt case, the petitioners alleged that in pursuance of the orders of this Court, they made several representations, dated 17.12.2014, 04.02.2015, 25.05.2015 and 18.10.2015, to the respondents requesting them to take appropriate action and to implement the orders of the Court. Despite the same, so far no action has been taken by the respondents.

Perusal of the order, dated 22.08.2014, clearly discloses that this Court has disposed of the writ petition without expressing any opinion on the legality or otherwise of the impugned order while permitting the petitioners to make an application to the authorities concerned for formation of a society, if they are so

advised, within a period of two months, and it is evident from the said order that this Court had not issued any direction to the respondents to pass orders on the petitioners' representations in time frame. In the absence of such direction, this Court does not find any reason to entertain the present contempt case.

For the aforesaid reasons, the contempt case is closed and the respondents stand discharged. However, liberty is granted to the petitioners to avail the remedy available in law, if they so advised.

Miscellaneous petitions, if any, shall also stand closed. No order as to costs.

Date: 14.10.2016
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A.V. SETHA SAI, J