

IN THE HIGH COURT OF JHARKHAND AT RANCHI

Cont. Case (Civil) No. 434 of 2016

Tarani Mahato, son of Late Gulu, resident of village- Mohaboni, P.O.- Chhota Ambona, P.S. Gobindpur, District- Dhanbad **... Petitioner**

-Versus-

1. Union of India through General Manager, Eastern Railway, Kalighat Street, P.O. & P.S. Kalighat Street, Kolkata, West Bengal
2. Sri C. Aich, Senior Divisional Personnel Officer, Eastern Railway, Asansol Division, P.O. & P.S. Asansol, District- Burdwan
3. State of Jharkhand **... Opposite Parties**

CORAM: HON'BLE THE ACTING CHIEF JUSTICE
HON'BLE MR. JUSTICE RATNAKER BHENGRA

For the Petitioner : Mrs. Saroj Kumari @ Saroj Kumari Agrawal, Advocate
For the Opp. Parties : Mr. Gautam Rakesh, Advocate

04/Dated: 1st July, 2017

Oral Order

Per D.N. Patel, A.C.J.:

1. This contempt application has been preferred for the alleged breach of an order passed by this Court dated 7th April, 2016 in W.P.(S) No. 4368 of 2015, whereby, the direction was given to the respondents to consider the claim of the applicant (original petitioner) for compassionate appointment.
2. Having heard learned counsel for both the sides and looking to the order passed by the respondents which is at Annexure-3, it appears that decision has been taken by the respondents dated 4th May, 2016 and the claim for compassionate appointment of this applicant (original petitioner) has been rejected on the ground of delay of approximately 6 years.
3. Thus, the direction given by this Court to decide the claim of this applicant has been complied with. Hence, there is no willful disobedience by the respondents of the order passed by this Court in W.P.(S) No. 4368 of 2015, dated 7th April, 2016.
4. Nonetheless, liberty is reserved with the applicant to challenge the order passed by the respondents dated 4th May, 2016 which is at Annexure-3 to the

memo of this contempt application, in accordance with law before appropriate forum.

5. Accordingly, this contempt application is, hereby, dismissed with the aforesaid observations.

(D.N. Patel, A.C.J.)

(Ratnaker Bhengra, J.)

Ajay/