

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.2707 of 2016

In
Civil Writ Jurisdiction Case No.7501 of 2008

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Dharmeshwar Prasad Singh, son of Late Gauri Shankar Singh, R/o village-
Yelwa tola, block Road, P.O.- Jainagar, District- Madhubani... .. Petitioner
Versus

The State Of Bihar & Ors Respondents

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Appearance :

For the Petitioner/s : Mr. Ratan Kumar Kumar, Advocate
For the Respondent/s : Mr. SC Kumar Alok

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CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

4 21-08-2018 The order seems to have been passed by the learned

Writ Court on 22.09.2010 giving liberty to the petitioner to
make a representation and on such representation being filed, as
per observation of the Court, the claims may be verified and
paid with interest permissible under the Rules within a period of
four months.

Learned counsel representing the University has
rightly pointed out that a bare perusal of the certified copy
enclosed with the contempt application would show that the
petitioner obtained the certified copy on 08.06.2016 and
immediately, thereafter, he filed the contempt application on
14.07.2016. In paragraph 2 of the contempt application, even
though, a statement has been made that the petitioner made a
representation with the Hon'ble Court's order claiming the
benefits but neither the copy of the representation has been



enclosed nor the mode of dispatch of such representation has been stated in paragraph 2 of the application and, therefore, considering the fact that after six years the certified copy was obtained and within little over a month the contempt application was filed, the statement made in paragraph 2 seems to be vague and would not inspire confidence.

Having heard learned counsel for the parties and on bare perusal of the record, I find force in the submission advanced on behalf of the University. Neither there is any categorical statement with regard to submission of representation with date and mode of dispatch of such representation nor a copy of the same has been brought on the record.

In such circumstance as also considering that the contempt application has been filed after a period of six years approximately without complying the own obligation by the petitioner, this application cannot proceed and this contempt application is disposed of.

(Rajeev Ranjan Prasad, J)

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