

***IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
BENCH AT AURANGABAD***

931 CONT. PETITION NO.934 OF 2018 IN FA/3941/2017

ANANDA NARAYAN PATIL
VERSUS
RAMSING SULANE THE SPECIAL LAND ACQUISITION
OFFICEER-2 U.T.P.H. JALGAON AND ANR

...

WITH

CP/935/2018 IN FA/3940/2017

SHRIRAM JAIRAM PATIL
VERSUS
RAMSING SULANE THE SPECIAL LAND ACQUISITION
OFFICEER-2 U.T.P.H. JALGAON AND ANR

...

WITH

CP/936/2018 IN FA/3939/2017

HARI KHANDU KAKADE
VERSUS
RAMSING SULANE THE SPECIAL LAND ACQUISITION
OFFICEER-2 U.T.P.H. JALGAON AND ANR

...

WITH

CP/937/2018 IN FA/3938/2017

JAIRAM TUKARAM CHAUDHARI
VERSUS
RAMSING SULANE THE SPECIAL LAND ACQUISITION
OFFICEER-2 U.T.P.H. JALGAON AND ANR

...

Advocate for Petitioners : Mr.Jadhav Chetan T.
AGP for Respondents: Mr. S B Pulkundwar

...

CORAM : N.M. JAMDAR, J.
Dated: December 18, 2018

...

PER COURT :-

1. These contempt petitions have been filed by the petitioner seeking to take an action under the Contempt of Courts Act against the respondents-Special Land Acquisition Officer and Executive Engineer, who have been joined by name.

2. The petitioner has stated that the petitioner has not been paid the amount under the judgment and order passed dated 5 May 2017 by this Court. The Judgment and order passed is in the first appeals arising from the orders passed by the Reference Court in respect of land acquired. This Court allowed the appeals and granted enhancement. Instead of filing execution proceedings, being a decree, the petitioners have straight away moved the Contempt Petition by joining the officers by name. It is not for mere execution of a decree

that power of contempt under the Contempt of Courts Act is to be exercised. Considering the purpose and effect of the orders passed in contempt jurisdiction, the Court have to circumspect in using this power.

3. Contempt petitions are disposed of.

(*N.M. Jamdar, J.*)

...