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IN THE COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR
Contempt Petition No.246/2016
in
WRIT PETITION NO. 3982/2014

(Yeegram s/o Sahebrao Karale and others vs.smt. Nayana Arjun Gunde and another)

Office Notes, Office Memoranda of
 Coram, appearances, Court's orders
 of directions and Registrar's orders

Court's or Judge's order

Mr. P.S. Kshirsagar, Adv. for petitioners
 Mr. P.D.Meghe, Adv. for respondents 1 and 2

CORAM : B.P. DHARMADHIKARI &
MRS. SWAPNA JOSHI, JJ.
DATED : 19th January, 2018.

Heard.

2. The Division Bench, while disposing of Writ Petition No. 3982/2014 on 22.1.2016 in paragraph 2, has taken note of earlier judgment where teachers were found surplus and therefore protected. Applying that judgment in paragraph 3, a direction has been given to respondents and the Court observed that respondents are bound to protect salaries as are given to petitioners in the scale of graduate teachers.

3. In present matter, we find that the petitioners were not declared surplus and even they were not getting salaries as graduate teachers.

4. In this situation, we find substance in contention of Adv. Meghe, that there is no contempt. The direction in paragraph 3, at the most, is to protect "existing salaries" received by petitioners.

If salaries of petitioners were never increased, technically we cannot find any contempt.

5. Hence, with liberty to petitioners to take such other steps as are open to them in law, we dispose of present contempt. No costs.

JUDGE

JUDGE

safare