

FARAD CONTINUATION SHEET No.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

CONTEMPT PETITION NO.286/2017 IN WRIT PETITION NO. 2520/2017 (D)
 (ANAND KESHAORAO SHAHARE VERSUS ANUPKUMAR, DIVISIONAL COMMISSIONER, NAGPUR
 DIVISION, NAGPUR)

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

Court's or Judge's orders

Shri R. Wasnik, Advocate h/f Shri I.N. Choudhari, counsel for the petitioner.
 Shri A.M. Joshi, A.G.P. for the R-State.

CORAM : SMT. VASANTI A NAIK AND
A.D. UPADHYE, JJ.

DATE : FEBRUARY 23, 2018.

By this contempt petition, the petitioner seeks action against the respondent for willful disobedience of the directions in the order dated 26.04.2017 in Writ Petition No.2520 of 2017.

According to the petitioner, though this Court had directed the respondent to decide the complaint of the petitioner within a time frame, the respondent had not decided the same.

Shri Joshi, the learned Assistant Government Pleader states that a hearing was conducted in the complaint filed by the petitioner and a decision is rendered in the same. It is stated that the delay is not deliberate and intentional. It is stated that erroneously, the Divisional Commissioner had delegated the power to decide the complaint to the Chief Executive Officer of Zilla Parishad, Bhandara without realizing that in terms of the order of this Court, it was necessary for him to decide the matter.

In the circumstances of the case, since we find that the delay in taking the decision is not intentional or deliberate, we dispose of the contempt petition with no order as to costs.

JUDGE

JUDGE