

THE HON'BLE SRI JUSTICE S.V.BHATT

C.C. No.642 of 2018

ORDER:

No representation for petitioner.

Heard the Assistant Government Pleader for Revenue.

The contempt case is filed complaining disobedience of order dated 13.07.2017 in W.P.No. 22215 of 2017. The operative portion of the order reads thus:

“As the submission of the learned counsel is fair and reasonable, the court considers it appropriate to dispose of the writ petition by this order:

- (a) The petitioner is given one week time from today to apply for survey, demarcation and identity of Survey numbers 168 and 223 on one hand and Sy.No.224 on the other hand.
- (b) The respondents, within three weeks thereafter, independent of the report submitted to the court, locate and identify the survey numbers 168 and 223 total extent of these survey numbers and demarcate the plot No.27 and Sy.No.224.
- (c) The survey and demarcation, if result in establishing that the petitioner is in possession of Sy.Nos.168 and 223, the respondents shall not interfere with the possession and enjoyment of the petitioner, without recourse to law;
- (d) On the other hand, the identity of plot claimed by petitioner is established as forming part of Sy.No.224, vacant Government land, the respondent are justified in protecting the Government land by demolishing the compound wall;

- (e) The parties re directed to maintain *status-quo* as regards physical features and subject matter of writ petition for a period of four weeks from today.

No order as to costs. Pending miscellaneous petitions if any in this writ petition shall stand dismissed in consequence.”

The Assistant Government Pleader places on record, the memo dated 11.04.2018 reporting compliance with the direction issued by this Court. The 3rd respondent, no doubt did not comply with the direction within the time granted by this Court, but having regard to the submissions of the Assistant Government Pleader that there is no deliberate disobedience, this Court is satisfied that contempt case need not be pursued.

Contempt case is accordingly closed, by placing on record, the memo dated 11.04.2018. No order as to costs.

Miscellaneous petitions, if any, pending, shall stand closed.

S. V. BHATT, J

Dt: 20.04.2018
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