

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.5173 of 2018

In

Civil Writ Jurisdiction Case No.16307 of 2013

=====

Shailesh Kumar Tiwary son of Shivjee Tiwary resident of Village- Karmaiya,
P.S. Moffassil, District- West Champaran.

... .. Petitioner/s

Versus

1. The State Of Bihar.
2. Sri K.S. Dwivedi, the Director General/ Inspector General of Police Main Secretariat, Patna.
3. Sri Suresh Chaudhary, the Deputy Inspector General Kosi Range (Koshi Division), Saharsa.
4. Sri Sanjay Kumar, Superintendent of Police Madhepura.
5. Sri Rahmat Ali, the Deputy Superintendent of Police Madhepura.

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Nawal Kishore Singh, Advocate
For the Opposite Party/s : Mr. Suman Kumar Jha, AC to AAG-3

=====

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL JUDGMENT

Date : 28-03-2019

Heard the parties.

2. This contempt petition has been filed for initiating contempt proceeding against opposite party No. 3 for his deliberate and willful violation of order dated 03.04.2018 passed



by this Court in C.W.J.C. No. 16307 of 2013.

3. Petitioner had filed writ petition for setting aside the order of punishment by the disciplinary authority as well as the appellate authority. The appellate authority who dismissed the appeal of petitioner was also the disciplinary authority who passed the order of punishment against petitioner as a disciplinary authority and as such this Court set aside the order passed by the appellate authority as the same authority was also the disciplinary authority who imposed the punishment on petitioner and the matter was remanded to the appellate authority to pass a fresh order in accordance with law. A show cause has been filed on behalf of opposite party No. 3 in which it has been stated that in compliance of the order passed by High Court the learned D.I.G., Koshi Range, Saharsa duly considered and rejected the appeal of petitioner by order dated 27.09.2018 which has been annexed as Annexure-I to the show cause. From the show cause filed on behalf of opposite party No. 3 it appears that the directions passed by this Hon'ble Court has been complied by opposite party No. 3, accordingly contempt petition is dismissed, however dismissal of this contempt petition will not deprive petitioner of challenging the order passed by the appellate authority as contained in



Annexure-I of show cause filed on behalf of opposite party No.
3 in accordance with law.

4. Contempt petition is disposed of.

(S. Kumar, J)

veena/-

AFR/NAFR	NAFR
CAV DATE	N.A.
Uploading Date	17.04.2019
Transmission Date	N.A.

