

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.3649 of 2017

Basudeo Prasad, Son of Late Dukkharan Singh, Resident of Village-
Khaprailchak, P.S.- Parsa Bazar, District- Patna, presently residing at Aprajita
Apartment, P.O.- Veterinary College, P.S.- Rajiv Nagar, District- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Department of Agriculture,
Government of Bihar, Vikas Bhawan, Patna.
2. Mr. Sudhir Singh, the Principal Secretary, Department of Agriculture,
Government of Bihar, Vikas Bhawan, Patna.
3. Mr. Sunil Kumar Singh, Agriculture Production Commissioner, Department
of Agriculture, Government of Bihar, Vikas Bhawan, Patna.
4. Mr. Himanshu K. Rai, the Director, Agriculture, Government of Bihar, Vikas
Bhawan, Patna.
5. Mr. Aditya Narayan Rai, the Joint Secretary-cum-Controller, Weight and
Measure, Raja Bazar, Patna.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajit Kumar Singh, Advocate

For the Opposite Party/s : Mr. Lokesh Kumar Singh, AC to AAG- 13

CORAM: HONOURABLE THE CHIEF JUSTICE

ORAL ORDER

3 08-02-2019 Heard Shri Ajit Kumar Singh, learned counsel for the
applicant.

The allegation is of violation of the order dated 30th
November, 2010. Against this judgment, a Letters Patent Appeal
had been filed, that was allowed and the judgment of the learned
Single Judge was set aside. The applicant approached the Apex
Court and the Special Leave Petition was allowed and the
judgment of the Division Bench was set aside. All this happened
in the year 2011 itself as a result whereof, the applicant has
instituted this contempt application once again for compliance
of the judgment dated 30th November, 2010. The application has



been filed in the year 2017.

Without entering into the question of limitation what the Court finds is, that without delaying the matter any further, on the time granted on 31st January, 2018 to file a show cause, the opposite party nos.1 to 4 have filed a show cause demonstrating compliance of the said judgement.

In the background aforesaid, in the event, the applicant has any further grievance with regard to his other benefits, he can approach the appropriate authority as from the show cause filed by the opposite parties, it is evident that with regard to further benefits of the Gazetted post, the Director of Agriculture is not the competent authority. In that event, the claim of the applicant shall be forwarded by the Director to the competent authority in the State Government, who shall within three months finalize the claim of the applicant and intimate the applicant accordingly.

The contempt application stands disposed of with the said observations.

(Amreshwar Pratap Sahi, CJ)

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