

IN THE HIGH COURT OF JUDICATURE AT PATNA

Miscellaneous Jurisdiction Case No. 2876 of 2018

Arising out of

Civil Writ Jurisdiction Case No. 7502 of 2016

=====

Ramnath Sharma, Son of Late Bali Singh, Resident of Village- Goai, P.O. Karanja, P.S. Naubatpur, District- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar, through the Secretary Primary Education, Department, Sri, R. K. Mahajan, Government of Bihar, Patna.
2. The Director, Primary Education, Government of Bihar, Patna.
3. The Collector, Patna.
4. The Regional Deputy Director Education Patna.
5. The District Education Officer, Patna.
6. The District Programme Officer, (Establishment), Patna.

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Ratan Kumar Kumar, Advocate
For the State : Mr. P. M. Sharan, AC to AAG 15

=====

**CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN
AMANULLAH**

ORAL JUDGMENT

Date : 07-08-2019

Heard learned counsel for the petitioner and learned AC to AAG 15 for the State.

2. The petitioner has moved the Court alleging disobedience of the order dated 20.05.2016 passed in CWJC No. 7502 of 2016.

3. From the materials on record, it transpires that alleging non-compliance of the same order the petitioner had earlier filed MJC No. 2682 of 2016, which was disposed off by the following order on 22.11.2017:



“Contempt application is disposed off in view of the decision dated 29.09.2016, which is Annexure-B to the show cause. No sooner the turn of the petitioner comes in the final gradation list. It goes without saying that a decision will be taken as to his entitlement.”

4. In view of the aforesaid, when the Court called upon learned counsel for the petitioner to indicate as to where he stated that his turn for consideration in the final gradation list shall come, learned counsel could not show the same.

5. In view thereof, the Court does not find any willful disobedience of the order by the authority concerned. Moreover, a second application for the same cause is not maintainable.

6. Accordingly, the application stands disposed off. However, the authority shall act in terms of the order dated 22.11.2017 passed in MJC No. 2682 of 2016.

(Ahsanuddin Amanullah, J.)

Anand Kr.

AFR/NAFR	
U	
T	

