

Court No. - 36

Case :- CONTEMPT APPLICATION (CIVIL) No. - 1545 of 2020

Applicant :- Balendra Kumar Yadav

Opposite Party :- Sri Arun Kumar, Director General , Railway Protection Force

Counsel for Applicant :- R.D. Yadav

Hon'ble Mahesh Chandra Tripathi,J.

Heard learned counsel for the applicant.

By order dated 2.12.2019 passed in Writ A No. 19324 of 2019 filed by the applicant, this Court directed as under:

"Considering the entire facts and circumstances, it is directed that the petitioner's Appeal/ Revision dated 01.11.2019 preferred to the Director General, Railway Protection Force, New Delhi from the order of his compulsory retirement shall be considered and disposed of by the Director General within a period of two months from the date of receipt of a certified copy of this order in accordance with law by a speaking order.

This writ petition is disposed of in terms of the aforesaid orders. There shall be no order as to costs."

Learned counsel for the applicant submits that a certified copy of the aforesaid order was submitted for compliance before the opposite party but the opposite party has wilfully not complied with the order and, thus, has committed civil contempt liable for punishment under Section 12 of the Contempt of Courts Act, 1971.

Prima facie a case of contempt has been made out. However, considering the facts and circumstances of the case, one more opportunity is afforded to the opposite party to comply with the aforesaid order of the writ Court within six weeks from the date of production of a certified copy of this order.

The applicant shall supply a duly stamped registered envelope addressed to the opposite party and another self-addressed stamped envelope to the office within one week from today. The office shall send a copy of this order along with the self-addressed envelope of the applicant with a copy of contempt application to the opposite party within one week thereafter and keep a record thereof.

The opposite party shall comply with the directions of the writ court and intimate the order to the applicant through the self-

addressed envelope within a week thereafter.

With the aforesaid observations, this application is ***disposed of*** at this stage with liberty to the applicant to move a fresh application, if the order is not complied with by the opposite party within the stipulated time as aforementioned.

Order Date :- 4.3.2020

A.K.Srivastava