

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.23193 of 2019

1. Arun Kumar Son of Sri Rajeshwar Ram Resident of Village Bhabhua, Ward No. 13, P.S.- Bhabhua, District- Kaimur.
2. Bhagwan Ram S/o Late Vishwanath Ram R/o Vill.- Vishwammpur, P.S.- Natwar, Dist.- Rohtas.
3. Satya Narayan Ram S/o Ram Prasad Ram R/o Vill. and P.O.- Bikramganj, Dist- Rohtas.

... .. Petitioner/s

Versus

1. The Chief Post Master General, Bihar Circle Patna.
2. The Superintendent of Post Office Rohtas, Division, Sasaram, Bihar.
3. The Union of India Through the D.G. Cum Secretary, Department of Post, Dak Bhawan, New Delhi.
4. The Assistant Director General (GDS/PCC) Department of Post, (Pay Commission Cell) Dak Bhawan, New Delhi.
5. The SPM Natwar, Rohtas Division, Sasaram.
6. The SPM Bhabua MDG, Rohtas Division, Sasaram.
7. The SPM Bikramganj S.O., Rohtas Division, Sasaram.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Brij Bihari Tiwary, Advocate
For the Respondent/s	:	Mr. S.D. Sanjay, AD SG
For UOI	:	Ms. Punam Kumari Singh, CGC

CORAM: HONOURABLE MR. JUSTICE P. B. BAJANTHRI
and
HONOURABLE MR. JUSTICE RAJIV ROY
ORAL JUDGMENT
(Per: HONOURABLE MR. JUSTICE P. B. BAJANTHRI)

Date : 23-06-2022



Heard learned counsel for the parties.

2. In the instant petition, petitioners have assailed the orders dated 13.09.2019 and 22.03.2018 passed by Central Administrative Tribunal, Patna Bench, Patna (for short “Tribunal”) in M.A. Case No. 03/2019 and 04/2019 and in C.C.P.A. 22/2018.

3. In the original application, petitioners’ grievance was redressed by the Tribunal in their favour in non implementation of the order of the Tribunal in original application. Petitioners filed contempt petition and it was dropped on 29.05.2014. The petitioners feeling aggrieved and dissatisfied with the dropping of of the contempt proceedings dated 29.05.2014, they preferred M.A. No. 050/00003 of 2019 for revival of the order in contempt petition and M.A. No. 050/00004 of 2019 for condonation of delay in filing revival of the contempt petition. Both the M.As were dismissed. Thus, the petitioners have presented this petition.

4. Orders passed in contempt proceedings cannot be subject matter of writ petition in the light of Apex Court decision in the case of ***L. Chandra Kumar vs. Union of India and Others*** reported in (1997) 3 SCC 261 and ***T. Sudhakar Prasad vs. Govt. of A.P. And Others*** reported in (2001) 1 SCC 516.



5. Accordingly, the present petition stands disposed off as not maintainable, reserving liberty to the petitioner to resort appropriate remedy before the appropriate forum.

(P. B. Bajanthri, J)

(Rajiv Roy, J)

GAURAV S./-

AFR/NAFR	
CAV DATE	
Uploading Date	04.07.2022
Transmission Date	

