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Cont.P.No.1929 of 2019

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 24.11.2022

CORAM :

THE HONOURABLE MR.JUSTICE R.SURESH KUMAR

Cont.P.No.1929 of 2019

Gandhi Aided Primary / Middle School

Thiruchitrambalam, Vanur Range

Villupuram District

Rep. by its Secretary

R.Babu Sathyamoorthy.

.. Petitioner

VS

G.Vishnu Priya

District Elementary Educational Officer

Villupuram

Villupuram District.

Now merged with

G.Vishnu Priya

District Educational Officer

Tindivanam - 604 001.

.. Respondent

Prayer : Contempt Petition under Section 11 of the Contempt of Courts

Act, 1971 to punish the respondent for willfully and deliberately

violating the order dated 14.12.2017 in W.P.No.25770 of 2003.



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For Petitioner : Mr.Balan Haridas

For Respondent : Mr.S.Silambanan
Additional Advocate General
Assisted by Mr.N.Nanmaran
Special Government Pleader
and Mr.M.Babu Barveez
Government Advocate

ORDER

This contempt petition has been filed for the alleged disobedience of the orders of this Court dated 14.12.2017 made in W.P.No.25770 of 2003.

2. Against the said order dated 14.12.2017, in fact, the respondent alleged contemnor have filed a review application in Review Application No.90 of 2022, which came to be disposed of by a separate order today i.e. on 24.11.2022.

3. Under the said order in the review application, the review application was partly allowed. Therefore, the order dated 14.12.2017 has been modified.



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4. Accordingly, Mr.S.Silambanan, learned Additional Advocate

General appearing for the respondent in this contempt petition submits that in view of the modified order passed in the review application, directions given therein would be complied within a period of eight weeks from the date of receipt of a copy of this order and therefore, taking the said arguments on record, this Contempt petition can be closed.

5. However, Mr.Balan Haridas, learned counsel appearing for the petitioner would submit that unless this contempt petition is kept pending, the respondents would not come forward to comply with the order passed in the review application.

6. I have considered the said submissions made by the learned counsel appearing for the parties.

7. In view of the modified order passed in the connected review application, this Court is inclined to pass the following orders in this contempt petition:



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That this contempt petition can be closed, of course with the liberty to the petitioner to revive the same, in case, within the eight weeks' period, the modified order passed in the Review Application No.90 of 2022 is not complied with by the respondent.

8. With the aforesaid liberty, this contempt petition is closed.

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Index : Yes/No
Internet : Yes/No
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R. SURESH KUMAR, J.

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