

IN THE HIGH COURT OF JUDICATURE AT PATNA

Miscellaneous Jurisdiction Case No.3148 of 2019

In

Letters Patent Appeal No.679 of 2012

Birchandra Thakur S/o Baleshwar Thakur Resident of Mohalla S.K. Puri, P.S. S.K. Puri, Dist.Patna at present posted as Executive Engineer, Irrigation Division Triveniganj, Water Resources Development Department, Govt. of Bihar, Patna

... .. Petitioner/s

Versus

1. The State of Bihar through its Principal Secretary, Water Resources Department, Govt. of Bihar, Patna, Namely Sri Arun Kumar, Fathers name known to the petitioner.
2. The Principal Secretary, Water Resources Department, Govt. of Bihar, Patna, Namely Sri Arun Kumar, Fathers name known to the petitioner.
3. The Additional Secretary, Water Resources Department, Govt. of Bihar, Patna, Namely Sri Jiut Singh, Fathers name known to the petitioner.
4. The Engineer in Chief Water Resources Department, Govt. of Bihar, Patna, Namely Sri Ram Pukar Ranjan, Fathers name known to the petitioner.
5. The Under Secretary, to the Govt (Management) Water Resources Department, Govt. of Bihar, Patna, Namely Sri Alok Kumar Gupta, Fathers name known to the petitioner.
6. Yogeshwardhari Singh S/o Late Rameshwar Prasad Singh, Resident of Village Malpura, P.S. Piprahi, Dist. Lakhisarai at present posted as Executive Engineer, Planning and Monitoring Division, No.I, Water Resources Department, Govt. of Bihar, Patna.
7. Upendra Prasad Sharma S/o Late Mishri Lal Sharma, Resident of Village Bandih, P.O. Mariche, P.S. Tajpur, Dist. Samastipur at present posted as Executive Engineer, Planning and Monitoring Division, No.VII, Water Resources Department, Patna.
8. Md. Kamal Asharaf S/o Late Md. Nizamul Haque Asaraf Resident of Andhwar House, Mohalla New Azimabad Colony, Sector A, P.S. Bahadurpur, Dist. Patna at present posted as Technical Advisor Flood Control Circle, Gopalganj
9. Sri Jagat Narayan Prasad S/o Sri Raghunagh Prasad Resident of Village Bholahi, P.S. Raxaul Dist. E. Champaran, at present posted as Technical Advisor, Sone High Level Canal Circle Aurangabad
10. Shailesh Kumar S/o Late Motilal Singh Resident of Village Pasaur, P.S. Charpokhari, Dist. Bhojpur, at present posted as Executive Engineer, Western Koshi Canal Division, Khutauna, Madhubani
11. Umesh Chand Prasad S/o Late Jagata Nand Prasad Resident of Village Baikunthwa, P.S. Darpa, Dist. East Champaran, at present posted as Executive Engineer, Western Koshi Canal Division, No.1, Madhubani
12. Shashi Bhushan Prasad S/o Late Dr. Narayan Prasad, Resident of Village Birnawaan, P.S. Chandi Dist. Nalanda at present posted as Executive



Engineer, Drainage Division, Samastipur

... .. Opposite Party/s

Appearance :

For the Petitioner/s : None
For the Opposite Party/s : Mr.Vinay Kriti Singh (Ga 2)

CORAM: HONOURABLE MR. JUSTICE P. B. BAJANTHRI
and
HONOURABLE MR. JUSTICE JITENDRA KUMAR
ORAL ORDER
(Per: HONOURABLE MR. JUSTICE P. B. BAJANTHRI)

4 19-06-2023 None appears for the petitioner.

2. The present MJC is filed for non-compliance of order dated 19.08.2014 passed in LPA No. 679 of 2012 arising out of CWJC No. 10443 of 2011 with I.A. No. 3240 of 2012.

3. Learned counsel for the opposite parties on instruction submitted that on 16.11.2022, LPA No. 679 of 2012 along with LPA No. 891 of 2012 arising out of CWJC No. 10443 of 2011 with I.A. No. 3240 of 2012 was dismissed.

4. In view of disposal of LPA, contempt petition against the interim order dated 19.08.2014 does not survive as on today, since interim order merges with the final order in the light of Apex Court decision in the case of *Kalabharati Advertising Vs. Hemanth Vimal Nath Narichania* reported in *(2010) 9SCC 437*.

5. Accordingly, the contempt proceedings of present MJC No. 3148 of 2019 stands dropped.

(P. B. Bajanthri, J)

(Jitendra Kumar, J)

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