



Cont.pet.No.1230 of 2020

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **31.07.2023**

CORAM:

THE HON'BLE MR.JUSTICE S.VAIDYANATHAN
AND
THE HON'BLE MS.JUSTICE P.T.ASHA

Contempt Petition No.1230 of 2020
and
Sub. Appl.No.468 of 2020

P.Sakkarai

...

Petitioner

...Vs...

1.Mr.John Bosco
Regional Joint Director of
Training-Villupuram,
No.58/234, Old Chennai Road,
Near Katpadi Railway Gate,
Villupuram- 605 605.

2. Mr.M.Senthivelan
Principal,
Government Industrial Training Institute,
Puttai Road, Sankarapuram Taluk,
Kallakurichi- 606 401.

....

Respondents

Prayer: Petition filed under Section 11 of the Contempt of Courts Act, 1971 to punish the respondents for committing Contempt, by deliberately violating the order dated 21.05.2020 passed in W.P.No.7712 of 2020, by this Court.



Cont.pet.No.1230 of 2020

For Petitioner : Mr.R.Gopinath
for M/s.MCGAN Law Firm
For Respondents : Mr.J.Ravindran,
Additional Advocate General
Assisted by
Mr.John J. Raja Singh
Additional Government Pleader

ORDER

This contempt petition is filed alleging non compliance of the order passed by this Court on 21.05.2020 in W.P.No.7712 of 2020.

2. Today, when this contempt petition was taken up for hearing, the 2nd Respondent filed a Compliance Affidavit dated 31.07.2023, stating that the order of this Court dated 21.05.2020 in W.P.No.7712 of 2020 has been complied with and the same is scanned below.



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Cont.pet.No.1230 of 2020

IN THE HIGH COURT OF JUDICATURE AT MADRAS
(CONTEMPT JURISDICTION)
Contempt Petition No. 1230 of 2020
in
W.P.No.7712 of 2020
and
Sub.Appl.No.468 of 2020

1. P. Sakkarai,
S/o. Podaryan,
No.945, Mupannar Kovil Street,
Puttai Colony, Puttai Village,
Sankarapuram Taluk,
Kallakuruchi - 606 401. ... Petitioner / Petitioner

-Vs-

1. Mr. John Bosco
Regional Joint Director of
Training - Villupuram,
No.56/234, Old Chennai Road,
Near Kattadi Railway Gate,
Villupuram - 605 505.

2. Mr. Senthilvelan,
Principal,
Government Industrial Training Institute,
Puttai Road, Sankarapuram Taluk,
Kallakuruchi - 606 401. ... Respondents / Respondents

COMPLIANCE AFFIDAVIT SUBMITTED BY THE 1st
RESPONDENT

I, T. John Bosco, Regional Joint Director of Training India, aged about 56 years, employed as Regional Joint Director of Training, India and holding full additional charge of the Office of the Regional Joint


T. John Bosco
Regional Joint Director of Training
Villupuram

Page No. 1
No. of Committed
T. John Bosco
Regional Joint Director of Training
Govt. Industrial Training Institute
Kallakuruchi - Chennai - 606 401



WEB COPY



Cont.pet.No.1230 of 2020

Director of Training, Villupuram do solemnly affirm and sincerely state as follow;

2. I am 1st Respondent and as such, I am filing this Affidavit for myself.

3. It is submitted that as per the order of the Hon'ble High Court dated 03.03.2023 have instructed to report the removal of the wall and the fence.

4. It is humbly submitted that the respondent is having high regards and due respect to the Hon'ble Court and to the orders passed by the Hon'ble Court. The respondents are obedient and sincere to comply with the orders of this Hon'ble Court. The respondent sincerely renders his unconditional apology to the court. At no point of time the respondents would disobey or disrespect the orders of this Hon'ble High Court.

5. It is humbly submitted that, as per the Hon'ble High Court order dated 27.07.2023, the wall and the fence constructed in the Survey Number 105/2C at Government Industrial Training Institute, Sankarapuram has been removed on 29.07.2023. The photographs (before and after) and Videographs are submitted in the typed set.

6. The details of the wall and fence demolished/removed in the Survey Number 105/2C at Government Industrial Training Institute, Sankarapuram is furnished below.

Page No. 2
No. of Direction

Dr. J.
Deputy Director / Principal
Govt. Industrial Training Institute
Arakkottam, Chinnai - 620 038

Dr. J.
Deputy Director / Principal
Govt. Industrial Training Institute
Arakkottam



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Cont.pet.No.1230 of 2020

a. Size of the Compound Wall

Side	Length (in feet)	Height (in feet)
Northern	431.7	7 to 7.3
Southern	403.5	5.7 to 6
West	42.6	6.8 to 7.3
East	Wall not constructed	

b. Fence - 18.7 feet has been removed.

7. It is humbly submitted that we have high regards to the orders passed by the Hon'ble Courts. We have complied with the orders passed by this Hon'ble Court without any discrimination of any nature. Further it is submitted that, the respondents have not violated the order of this Hon'ble Court, if the Hon'ble Court viewed that the respondents have not followed the order of this court, we tender our unconditional apology to this Hon'ble Court for the acts of the respondents it is respectfully prayed to this Hon'ble Court to purge us out from the above Contempt Proceedings.

8. It is respectfully submitted that I am a law abiding citizen and I have great respect towards the Hon'ble Courts and sovereignty and I have never taken the law in my own hands at any point of time. Further I have not breached or violated orders passed by this Hon'ble Court in the above matter.


Deputy Director/Principal

Page No. 3
No. of Corrections

Deputy Director/Principal
Govt. Industrial Training Institute
Ambattur, Chennai - 600 098



Cont.pet.No.1230 of 2020

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9. It is humbly submitted that the respondent is having high regards and due respect to the Hon'ble court and orders passed by it. The respondents are obedient and sincere to comply with the orders of this Hon'ble court. The respondent sincerely renders his unconditional apology to the court. At no point of time he would disobey or disrespect the orders of this Hon'ble High Court.

It is therefore prayed that this Hon'ble Court may be pleased to record the above submission and by accepting the unconditional apology offered by the Respondent herein and to close the contempt petition and thus render justice.

**Solemnly affirmed at Chennai
on this the 31st Day of July, 2023
and signed his name in my
presence**


Magistrate
BEFORE ME


Deputy Director/Principal
Govt. Industrial Training Institute
Ambattur, Chennai - 600 055

Page No. 4
No. of Correction:



Cont.pet.No.1230 of 2020

3. Besides, the Respondents have filed a Typed Set of Papers dated 31.07.2023, showing the photographs of the compound wall, before and after demolition. The learned counsel for the Petitioner also submitted that the alleged compound wall and the fence have been removed.

4. In view of the submission made by the learned counsel appearing on either side and recording the Compliance Report dated 31.07.2023, **this Contempt Petition stands closed.** We expect the Respondents to remove the debris within a period of *one week* from today. Consequently, connected Sub Application stands closed.

5. The Respondents 1 and 2 appeared before this Court today and hence, they are discharged from this Contempt proceedings. The Respondents shall file an affidavit before the Registrar (Judicial) regarding the removal of debris.

[S.V.N,J.,] [P.T.A,J.,]

31.07.2023

arr



Cont.pet.No.1230 of 2020

**S.VAIDYANATHAN, J.
AND
P.T.ASHA, J.**

arr

Contempt Petition No.1230 of 2020

31.07.2023