



CONT.P(MD)No.637 of 2021

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 20.11.2023

CORAM:

THE HONOURABLE MR.JUSTICE BATTU DEVANAND

CONT.P(MD)No.637 of 2021

in

W.P(MD) No.18660 of 2017

B.Rajesh

...Petitioner

Vs.

**1.Thiru.T.Anbalagan, IAS,
District Collector/The President of District
Level Empowered Committee,
Madurai District, Collectorate,
Madurai-625 002.**

**2.Dr.Vengatachalam,
The Joint Director,
Medical and Rural Health Services Department,
Madurai District Head Quarters,
Usilampatti,
Madurai District-625 532.**



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3.T.N.Venkatesh, IAS,
Commissioner of Treasure and Accounts,
Integrated Complex for Finance Department 3rd Floor,
Veterinary Hospital Campus,
No.571, Anna Salai,
Nandanam,
Chennai-600 035.

4.Pon Muthuramalingam,
Joint Director of Collegiate Education,
Palam Station Road,
Opp. To Ganapathy Silks,
Sellur,
Madurai-625 002.

... Respondents

[Respondents No.3 and 4 – impleaded
vide Court order dated 13.09.2021 in
Sub.A.(MD) No.155 of 2021 in
Cont.P.(MD) No.637 of 2021]

Prayer: Contempt Petition filed under Section 11 of the Contempt
of Courts Act to initiate contempt proceedings against the



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Respondents 1 and 2 and punish them for their willful disobedience in not implementing the order of this Court in W.P.(MD) No.18660 of 2017, dated 28.05.2019.

For Petitioner : Mr.B.Rooban

For Respondents : Mr.R.Baskaran
Senior Counsel
assisted by
Mr.V.Nirmal Kumar

ORDER

This Contempt Petition has been filed complaining the willful disobedience in implementing the order, dated 28.05.2019 in W.P.(MD) No.18660 of 2017 in true letter and spirit.

2. All respondents have filed their counter affidavits.



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3. During the course of hearing Mr.R.Baskaran, learned Senior Counsel representing Mr.V.Nirmal Kumar, learned counsel appearing for the respondents 1 to 4 submits that the amount of Rs.32,978/- including interest was paid to the petitioner by way of cheque dated 11.07.2023 and the same was encashed by the petitioner on 12.07.2023.

4. The learned counsel for the petitioner also accepted the receipt of payment.

5. Admittedly there is a delay of four years in implementing the order of the Court. The learned Senior Counsel basing on the averments in the affidavits filed by the respondents submit that the respondents are tendering their apology for the delay caused in implementing the order and they will be more careful in future in implementing the orders of the Court in true letter and spirit.



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6. Considering the submissions of the learned Senior Counsel and the unconditional apology tendered by the respondents in their affidavits, in the considered opinion of this Court, it is appropriate to take some lenient view towards the respondents as their unconditional apology is bonafide.

7. In view of the same, this Contempt Petition is closed with a warning to the respondents to be more vigilant and cautious and careful in implementing the order of the Court in true letter and spirit in future.

20.11.2023

Index : Yes / No
Internet : Yes / No
NCC : Yes / No

RM



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- To
- 1.The District Collector / The President of district-Level Empowered Committee,
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Madurai – 625 002.
 - 2.The Joint Director,
Medical and Rural Health Services,
Department,
Madurai District Head Quarters,
Usilampatti,
Madurai District – 625 532.
 - 3.The Commissioners of Treasure and Accounts,
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Veterinary Hospital Campus,
No.571, Anna Salai, Nandanam,
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 4. The Joint Director of Collegiate Education,
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Opposite to Ganapathy Silks,
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BATTU DEVANAND, J.

RM

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20.11.2023