

IN THE HIGH COURT OF JUDICATURE AT PATNA

Miscellaneous Jurisdiction Case No.762 of 2024

In

Letters Patent Appeal No.54 of 2012

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Ram Kumar Chaudhary Son of Late Uma Kant Chaudhary Resident of Village-Chakdaulat P.O.-Samastipur (Muffasil), District-Samastipur at Present Residing at Adarsh Nagar, Samastipur.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Water Resources Department, Bihar, Patna.
2. Chaitanya Prasad, Principal Secretary, Water Resources Department, Bihar, Patna.
3. Mr. Ram Pukar Ranjan, Engineer in Chief (South), Water Resources Department, Bihar, Patna.
4. Mr. Jiut Singh, Deputy Secretary, Water Resources Department, Govt. of Bihar, Patna.
5. Mr. Jagdish Prasad, Under Secretary, Water Resources Department, Government of Bihar, Patna.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ram Kumar Chaudhary (In Person)

For the Opposite Party/s : Mr.Sumant Kumar Singh, A.C. to G.A-2 Vinay Kirti Singh

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CORAM: HONOURABLE MR. JUSTICE P. B. BAJANTHRI

and

HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE P. B. BAJANTHRI)

Date : 15-05-2024

The present MJC is presented for non-compliance of the order dated 15.05.2014 passed in LPA No. 54 of 2012. There is enormous delay of about nine years in filing MJC. Section 20 of the Contempt of Courts Act, 1971 provides for filing contempt petition within one year from the date of cause of action occur to a party. Co-ordinate Bench of this Court in the case of **Dr. Rajesh Kumar Sinha & Ors. Vs. The Union of India & Ors**



bearing **M.J.C. No. 1840 of 2023 in C.W.J.C. No. 13888 of 2016**, elaborately considered Section 20 of the Contempt of Courts Act, 1971 read with Article 215 of the Constitution. Accordingly, the present contempt petition is not maintainable in the light of Co-ordinate Bench decision. Petition stands dismissed reserving liberty to the petitioner to file CWJC afresh, in accordance with law.

(P. B. Bajanthri, J)

(Alok Kumar Pandey, J)

vashudha/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	20.05.2024
Transmission Date	NA

