

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.1168 of 2024

In
Letters Patent Appeal No.33 of 2015

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Manoj Kumar Mandal, son of Late Ram Narayan Mandal, Resident of village-Maulviganj, Kadirabad, P.S. L.N.M.U. P.O. Lal Bagh, District-Darbhangha.

... .. Petitioner

Versus

1. The State of Bihar through the Collector, Darbhanga.
2. Mr. Shiv Kumar Ravi, the then Collector, Darbhanga.
3. Mr. Chandrashekhar, the then Collector, Darbhanga.
4. Vyasji, Son of Not Known to the petitioner, the then Principal Secretary, Land and Revenue Department, Govt. of Bihar, Patna.
5. Sita Devi, Daughter of Late Anirudh Sah, Resident of Mohalla – Hasan Chowk, P.S. Nagar, District – Darbhanga.
6. V.K. Thakur, son of Nokhelal Thakur, Resident of Mohalla – Hasan Chowk, P.S. Nagar, District – Darbhanga.
7. Krishna Mohan Jha, Secretary, Mithila Mandal Sahyog Samiti Ltd., Lal Bagh, Darbhanga.
8. Sriman Kapileshwar Singh, son of Late Raj Kumar Subheshwar Singh, Resident of Ram Bagh Palace, Darbhanga, P.S. and District – Darbhanga.
9. Sriman Rajeshwar Singh, son of Late Raj Kumar Subheshwar Singh, Resident of Ram Bagh Palace, Darbhanga, P.S. and District – Darbhanga.

... .. Opposite Parties

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Appearance :

For the Petitioner/s : Mr. Saket Tiwary, Advocate
For the Opposite Party/s : Mr. Additional Advocate General 12

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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 : 07-08-2024

The present M.J.C./Contempt Petition is not maintainable in view of the fact that it is not filed within one year from the date of cause of action accrued to the petitioner. The cause of action accrued to the petitioner as and when Review petition was dismissed by the Hon'ble Supreme Court in the year 2017, whereas the present Contempt petition is filed



in the year 2024.

2. Therefore, on the ground of limitation, the present Contempt petition stands dismissed in the light of Co-ordinate Bench decision 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. Recently, on 22.07.2024 Hon’ble Supreme Court in the case of ***S. Tirupathi Rao Vs. M. Lingamaiah & Ors.*** reported in ***2024 SCC OnLine SC 1764*** held that belated Contempt petitions are not entertainable.

3. Accordingly, the present M.J.C/Contempt petition stands disposed of as not maintainable. Disposal of the present petition would not be a hurdle for the petitioner to invoke writ jurisdiction in accordance with law. Pending I.As, if any, stands disposed of.

(P. B. Bajanthri, J)

(Alok Kumar Pandey, J)

manish/-

AFR/NAFR	N.A.F.R
CAV DATE	N.A
Uploading Date	08.08.2024
Transmission Date	N.A

