

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.3163 of 2019

In
Civil Writ Jurisdiction Case No.19572 of 2014

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Afroj Alam S/o Khurshid Alam, resident of Mohalla - Purani Chouk, Takiya, ward no. 2, P.O. - Takiya Bazar, District - Rohtas Bihar.

... .. Petitioner/s

Versus

1. The State of Bihar through Deepak Kumar, the Chief Secretary, Patna (Bihar)
2. Pankaj Dixit, The District Magistrate, District - Rohtas Bihar.
3. Anand Kishore, The Commissioner, Patna Pramandal, Patna Bihar.
4. Raj Kumar Gupta, The Sub-Divisional Officer, Sasaram Subdivision, District - Rohtas Bihar.
5. Smt. Smriti, The Block Development Officer, Sasaram Block, District - Rohtas Bihar.
6. Naveen Sharma, The Circle Officer, Sasaram Circle, District - Rohtas Bihar.
7. Kumari Himani, The Executive Officer, Municipal Corporation, Sasaram , District - Rohtas Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr.Phul Man Singh
For the State	:	Mr. Shankar Kumar
For the O.P. No. 7	:	Mr. Bajarangi Lal, Advocate
For the Pvr OP	:	Mr. Virendra Prasad
		Mr. Rajesh Kumar Mishra
For Respondent	:	Mr. Amrendra Nr. Rai, Adv

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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 : 19-04-2024

The present contempt petition, namely, MJC No. 3163 of 2019 was presented in the month of August, 2019 in respect of non-compliance to the order dated 25.01.2016 passed in CWJC No.19572 of 2014. Section 20 of the Contempt of Court Act, 1971 prohibits filing of the contempt petition beyond one year



from the date of cause of action. Co-ordinate Bench of this Court has examined various provisions of the contempt of court,1971 Act as well as Article 215 of Constitution and proceed to decide that contempt petition is not maintainable beyond one year from the date of cause of action accrued to the concerned aggrieved party. Accordingly, the present MJC contempt petition stands disposed of as not maintainable 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**, reserving liberty to the petitioner to invoke writ jurisdiction.

(P. B. Bajanthri, J)

(Alok Kumar Pandey, J)

vashudha/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	23.04.2024
Transmission Date	NA

