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Item No. 60

IN THE HIGH COURT OF MANIPUR
AT IMPHAL

MC(Cont.Cas(C)) No. 131 of 2023
Ref:- Cont.Cas(C) No. 18 of 2016

Md. Hasim Khan and Another

Applicants

Vs.

J. Suresh Babu and 2 Others

Respondents

BEFORE
HON'BLE THE CHIEF JUSTICE MR. SIDDHARTH MRIDUL

ORDER

19.09.2024

Mr. L. Raju, learned counsel appears on behalf of the applicants; Mr. M. Rendy, learned counsel; Mr. M. Devananda, learned Addl. AG and Mr. Wungpam Yangya, learned counsel appears on behalf of respondents.

The present application has been instituted on behalf of the applicants praying as follows :

> *"It is, therefore, prayed that Your Lodshsip's be pleased to allow to reopen the above referred Contempt Case (C) No. 18 of 2016 to secure justice.*
>
> ***OR***
>
> *To pass any other order or direction that the Hon'ble Court deems it fit and proper in the present Misc. Application."*

The assertion made on behalf of the applicant is that the contempt petition was closed *exparte* owing to the circumstances that the Advocate representing them did not appear before the Court on the date fixed.

It is also urged that the contempt ought not to have been closed in view of the circumstances that the directions issued by this Court in ***WP(C) No.***

696 of 2015 (***Md. Hasim Khan and Another Versus State of Manipur and 4 Others***) vide order dated 05.09.2015 have not been complied with.

Mr. M. Devananda, learned Addl. AG appearing on behalf of the respondents does not oppose the limited relief prayed for in the application.

In view of the foregoing as well as reasons stated in the application, the same is allowed and the contempt is restored to its original number.

Order dated 08.02.2019 closing the contempt is recalled.

CHIEF JUSTICE

Sushil