

c.s. 157 (3) (1)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)

Contempt Petition No. 116 /2004

Single Bench

PETITIONERS

1. Uttar Kumar Pradhan
S/o Goverdhan Pradhan, Aged about
31 years, Residence of Village - Joba,
P.O. Pandripani. P.S. & Tahsil-
Saraipali Distt. - Mahasamind (C.G.)
2. Sampat Lal Kathar S/o Shri Ganesh
Ram Kathar, Aged about 31 years
Residence of village - Makarmuta
P.O.- Singhoda, P.S. & Tah.
Saraipali, District - Mahasamund
(C.G.)

P.R. No. 2029/02
Presented by Shri K.N. Nair
dated 10-9-04

RESPONDENTS

- VERSUS**
1. ~~Shri H. R. Baghel~~
Chief Executive officer Janpad
Panchayat Saraipali Block/Tahsil -
Saraipali Distt. Mahasamund (C.G.) (Res. 6)
2. ~~Shri R. K. Tandon~~
Chief Executive Officer, Jila
Panchayat, Education Guarantee
Scheme, Co-ordination Committee
Mahasamund, (C.G.) (Res. 5)

Amended as per c.o.
date 30.11.04
K.N. Nair (Adv.)
02.12.04
Affidavit
AA/52/12/04

**CONTEMPT PETITION UNDER ARTICLE 215 OF THE INDIAN
CONSTITUTION R/W SECTION 12 OF CONTEMPT
OF COURT ACT.**

(23)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक Cont. Pe. 116/04 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	<p>30-11-2004</p> <p>Shri S.N. Nande, Counsel for the petitioners.</p> <p>Shri Akhil Agrawal, Panel Lawyer for the State.</p> <p>Application for urgent hearing is allowed.</p> <p>Heard on I.A.No.2871/2004 for amendment.</p> <p>The application is allowed. Let the amendment be incorporated.</p> <p>Heard.</p> <p>Learned counsel for the petitioners submits that the services of the petitioners were terminated from the post of Guruji. He also submits that the petitioners filed the writ petition bearing No.703/2004 which was disposed of by this Court vide order dated 12-4-2004 with a direction to the petitioners to make a detailed representation raising their grievances before the competent authority of the respondents along with a copy of the petition and the order, within 15 days, and on such representation being filed, the same shall be considered by the competent authority of the respondents on its own merits in accordance with law by taking into consideration all questions raised in the representation, as early as possible preferably within two months from the date of receipt of the representation.</p> <p>It is submitted that the petitioners submitted the representation before the Chief Executive Officer, Zila Panchayat, who is the competent authority within the stipulated period, but the same has not been decided so far. Learned counsel for the</p>	

मामला क्रमांक

सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश - 2 -	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	<p>petitioners submitted that the non-consideration of the representation within the stipulated period as directed by this Court amounts to contempt for violation of the order.</p> <p>Having considered the facts and circumstances of the case and the material on record, instead of proceeding for contempt for violation of the direction of this Court, for the time being ends of justice will be served if a direction is given to the petitioners to make a fresh representation within 15 days alongwith a copy of this order before the respondent No.2 Chief Executive Officer, Zila Panchayat, who shall decide the same positively within six weeks from the date of receipt/production of the representation. Non-compliance shall be viewed very seriously.</p> <p>With the aforesaid observations, the petition stands disposed of.</p> <p>Certified copy after amendment.</p> <p>Copy to the State counsel for compliance.</p>	

Hande/-

Sd/-
Fakhruddin
Judge