

IN THE HIGH COURT OF KARNATAKA,
CIRCUIT BENCH AT GULBARGA

DATED THIS THE 27TH DAY OF NOVEMBER 2009

P R E S E N T

THE HON'BLE MR.JUSTICE D.V.SHYLENDRA KUMAR

A N D

THE HON'BLE MR.JUSTICE K.N.KESHAVANARAYANA

C.C.C. NO. 1368/2009 (CIVIL)

BETWEEN:

1. MOHAMMED ABDUL KHALEEL ANSARI
Age:62
ABDUL RAZAK ANSARI
OCC: PENSIONER
R/O OSMANIYA COLONY,
BAREY HILLS
RING ROAD
GULBARGA

... COMPLAINANT

(By Sri M.M.NAIK, ADV.)

AND

1. THE STATE OF KARNATAKA
THROUGH ITS CHIEF SECRETARY
BANGALORE CITY
2. THE MANAGING DIRECTOR
GULBARGA ELECTRICITY SUPPLY
CO.(GESCOM) GULBARGA

3. THE EXECUTIVE ENGINEER (ELE)
O & M CITY SUB-DIV-I
GESCOM, GULBARGA
4. THE ASSISTANT EXECUTIVE ENGINEER (ELE)
O & M CITY
SUB-DIV-1, GESCOM,
GULBARGA

... ACCUSED

C.C.C. IS FILED U/S 11 & 12 OF THE CONTEMPT OF COURT ACT PRAYING TO INITIATE CONTEMPT OF COURT PROCEEDINGS AGAINST THE ACCUSED AND PUNISHED AS PER LAW, FOR DELAYING TO OBEY THE ORDER OF HON'BLE COURT FOR 9 DAYS, COMPENSATE THE COMPLAINANT FOR MENTAL AGONY AND IMPOSE HEAVY FINE ON THE ACCUSED.

This case coming on for orders this day, D.V.SHYLENDRA KUMAR, J., made the following

ORDER

Writ petitioner in pending writ petition No.82741/09 is the complainant in this contempt petition complaining that the interim order dated 15.7.2009 passed to the following effect:

ORDER

Heard.

Respondent no.4 is directed to re-connect power supply to the installation bearing RR Nos.EH 15002



& EH 15093 forthwith. This reconnection shall be subject to the result of the writ petition.

Learned counsel appearing for respondents 2 to 6 prays for a week's time to file statement of objections. Accordingly, list after the statement of objections is filed.

has not been complied with promptly and that it is complied only nine days after the passing of the order, i.e. on 24.7.2009, and therefore, warrants action against the respondent in contempt jurisdiction.

2. Sri M.M.Naik, learned counsel or the complainant is conspicuous by his absence. Nevertheless, we have looked into the contents of the petition and find that the matter does not warrant exercise of our jurisdiction as we cannot infer any contemptuous conduct on the part of the respondents.

3. We also notice that the complainant is not put to much inconvenience as he had the facility of electric power supply throughout, though for an intermittent period as a temporary measure.



4. We do not find any need to keep this contempt petition on the board of this court any further.

Therefore, it is dismissed.

Sd/-
JUDGE

Sd/-
JUDGE

vgh*