

IN THE HIGH COURT OF KARNATAKA CIRCUIT BENCH
AT GULBARGA

DATED THIS THE 17th DAY OF SEPTEMBER 2010

PRESENT

THE HON'BLE MR.JUSTICE N.KUMAR

AND

THE HON'BLE MR.JUSTICE SUBHASH B.ADI

CCC NO.3068 OF 2010 (civil)

corrected vide
Chamber order
dt 16/11/2012

BETWEEN:

1. SRI.MOHAMMAD LIYAKHAT ALI
S/O FHATRUSAB, AGE: 25 YEARS
OCC: AGRICULTURE
R/O SINDOL VILLAGE
BIDAR TALUK & DIST.

2. SRI.SHAFIUDDIN
S/O ISMAILSAB, AGE: 40 YEARS
OCC: MEMBER SDMC GOVT.
HR. PRIMARY URDU MEDIUM
SINDOL VILLAGE,
BIDAR TALUK

... COMPLAINANTS

(BY SRI.HANMANTHRAYA SINDHOL, ADV.)

AND:


1. SRI.DASTAGIR, S/O AWADMIYAN
AGE: 32 YEARS, OCC: DRIVER
R/O SINDOL VILLAGE, BIDAR TALUK

2. SMT.AJAMMA BEGUM
W/O MASTANSAB, AGE: 30 YEARS

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OCC: HOUSEHOLD, R/O SINDOL VILLAGE,
BIDAR TALUK & DISTRICT

3. SRI.FHAKRUDDIN
S/O CHANDSAB, AGE: 40 YEARS
OCC: HOTEL BUSINESS
R/O SINDOL, BIDAR TALUK
4. SRI.MARUF ALI
S/O NADOLISHA, AGE: 30 YEARS
OCC: LABOUR, R/O SINDOL, BIDAR TALUK
5. SRI.WAHEED MIYAN
S/O CHOTUMIYAN, AGE: 30 YEARS
OCC: AGRICULTURE
R/O SINDOL, BIDAR TALUK
6. SRI.KHADEER PASHA
S/O ISMAILSAB, AGE: 45 YEARS
OCC: AGRICULTURE
R/O SINDOL, BIDAR TALUK
7. SRI.KHAIRAT MIYAN
S/O IBRAHIMSAB, AGE: 28 YEARS
OCC: AGRICULTURE
R/O SINDOL, BIDAR TALUK & DIST.
8. SMT.ARIFFA BEGUM
W/O KALIMUDDIN, AGE: 25 YEARS
OCC: HOUSEHOLD, R/O SINDOL
BIDAR TALUK & DISTRICT
9. SMT.FHATIMA BEGUM
W/O KHAJAMIYAN, AGE: 30 YEARS
OCC: HOUSEHOLD, R/O SINDOL
BIDAR TALUK & DISTRICT
- 10.SRI.NAZEER MIYAH
S/O ABDUL RAHMAN
HEAD MASTER, GOVT. HR. PRIMARY
SCHOOL, URDU MEDIUM
SINDOL VILLAGE, BIDAR TALUK

11. SRI.VINAYAK SHINDE
BLOCK EDUCATION OFFICER
BIDAR TALUK, EDUCATION
DEPT., BIDAR
 12. STATE OF KARNATAKA
SECRETARY TO THE EDUCATION
DEPT., HR. AND PRIMARY
EDUCATION, VIDHANA SOUDHA
BANGALORE
 13. SMT.TAHERA BEGUM
W/O NABISAB, AGE: 35 YEARS
OCC: HOUSEHOLD, R/O SINDOL
BIDAR TALUK & DIST.
 14. SRI.JABBAR MIYAN
S/O GHUDUSAB, AGE: 50 YEARS
OCC: AGRICULTURE, R/O SINDOL
BIDAR TALUK & DIST.
 15. SRI.SHARIF KHAN
S/O NYAMATULLA, AGE: 40 YEARS
OCC: AGRICULTURE, R/O SINDOL
BIDAR TALUK & DIST.
 16. SRI.KHAJAMIYAN
S/O MASTANSAB, AGE: 35 YEARS
OCC: AGRICULTURE, R/O SINDOL
BIDAR TALUK & DIST.
 17. SMT.ZAKIYA BEGUM
W/O SARDARMIYAN, AGE: 35 YEARS
OCC: HOUSEHOLD, R/O SINDOL
BIDAR TALUK
 18. SMT.MEHARUN BEGUM
W/O SHIRAJUDDIN, AGE: 35 YEARS
OCC: HOUSEHOLD, R/O SINDOL
BIDAR TALUK
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19. MAQSOOD ALI
 S/O SHABBIR ALI, AGE: 45 YEARS
 OCC: AGRICULTURE, R/O SINDOL
 BIDAR TALUK

... RESPONDENTS ...
 Accused.

corrected vide
 Chamber order
 dt 16/11/12

This CCC is filed under Sections 11 and 12 of the Contempt of Court Act praying to initiate contempt proceedings against the 1st and 10th respondents be disobeyed for contempt of court proceedings passed in WP No.80013-21/10

This CCC coming on for orders today, **Mr.N.KUMAR, J.** made the following:

ORDER

The grievance of the complainant is that, though the term of the members of the Committee came to an end with the dissolution of the Gram Panchayat and the writ petition became infructuous, this Court observed that, as per the bye-laws the next Committee is to be constituted by the respondent No.10 and respondent No.10 should take further steps in the matter in accordance with law. The grievance is that, respondent No.10 has not taken further steps in accordance with the bye-laws to constitute the new Committee and that is the contempt of Court.

2. As it is clear from the order, the writ petition has become infructuous. This Court has not issued any direction to constitute a Committee. What is observed is, what is contained in the statutory provisions as well as the bye-laws. Therefore, it cannot be said that the respondents have committed contempt of the order of this Court. There is no merit in this petition.

Accordingly, petition is dismissed.

Sd/-
JUDGE

Sd/-
JUDGE

RV