

HIGH COURT OF MADHYA PRADESH : JABALPUR

(Division Bench)

Hearing through Video Conferencing

Conc. No.1291/2020

(Naresh Kumar Jat vs. Vivek Sharma & others)

Jabalpur, dated : 31.08.2020

Shri Mohanlal Sharma, learned counsel for the petitioner.

Alleging willful disobedience of order dated 31.01.2017 passed in Writ Appeal No.826/2016 and order dated 24.07.2019 passed in First Conc.No.1196/2019, second contempt petition has been filed seeking action against the respondents.

2. Writ Appeal No.826/2016 arose out of order passed in Writ Petition No.15740/2016 which was for direction to the respondents namely Deputy Inspector General, Economic Offence Wing (EOW), Bhopal and Superintendent of Police, Economic Offence Wing (EOW), Jabalpur, District Jabalpur to take action on the complaint filed by the petitioner as also to file final report in the interest of justice.

3. As no specific direction could have been given to complete the inquiry/investigation within a stipulated time, however, it was expressed that the authority concerned shall expedite the inquiry.

4. Aggrieved, the petitioner preferred an intra court appeal which was disposed of with direction to the Investigating Authority to complete investigation and thereafter to proceed in accordance with law for prosecuting the matter within a period of 6 months.

5. As the charge-sheet was not filed within the period of 6 months, petitioner filed Contempt Petition No.1196/2019, wherein, taking into consideration the factual matrix, the contempt petition was disposed of with a direction that in furtherance to letter of the respondent and the order passed by this Court, now, investigation may be completed within 6 months.

6. Alleging willful disobedience, present contempt petition has been filed.

7. Learned counsel for the petitioner, however, since fails to apprise as to whether he seeks an expeditious disposal of an inquiry or an investigation, we are not been able to make out from the pleadings as to whether the officer concerned has embarked on the inquiry on the basis of complaint filed by the petitioner or after an inquiry, a crime has been registered, there is no such averment in the petition.

8. Be that as it may. The petitioner is set at liberty to approach Director General, Economic Offence Wing (EOW), Bhopal alongwith the order passed by this Court and a copy of this petition. The Director General, Economic Offence Wing (EOW), Bhopal on receiving such representation shall dwell upon the same and apprise the petitioner as regard to the inquiry undertaken by the department on the complaint filed by the petitioner.

9. Since we are not inclined to cause any notice, present contempt petition is *disposed of* finally in above terms.

(Sanjay Yadav)
Judge

(B. K. Shrivastava)
Judge

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