

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

**CONT No. 982 of 2019**

Sanjay Kumar Nishad **Versus** C.s. Dhruw

20/02/2020	<p>Mr. Anshuman Shrivastava, counsel for the petitioner/s. Mr. Dharmesh Shrivastava, counsel for the respondent/s.</p> <p>Heard.</p> <p>This contempt petition has been filed alleging willful disobedience of the Court's order, by which, the petitioner was allowed to continue as honorarium teacher as the salary payable to honorarium teacher.</p> <p>While learned counsel for the petitioner submits that despite Court's order, respondent is not allowed to work as honorarium teacher, learned counsel for the respondent submits that petitioner is insisting that he should be allowed to work as Lab Assistant.</p> <p>It has been clarified that the petitioner shall continue as honorarium teacher on the salary payable to honorarium teacher. The petitioner had approached the respondent authorities but the contention of respondent is that the petitioner is insisting to work as Lab Assistant. The matter requires a factual enquiry.</p> <p>The Chief Judicial Magistrate, Bemetara is directed to hold factual enquiry by allowing the petitioner as well as respondents to lead their oral and documentary evidence on the aspect as to whether the petitioner was denied joining as honorarium teacher despite order of the Court.</p> <p>The petitioner and respondents all shall remain present before the Chief Judicial Magistrate, Bemetara on 16<sup>th</sup> of March, 2020. Both the</p>

parties shall be entitled to an opportunity to lead their oral and documentary evidence.

The Chief Judicial Magistrate, Bemetara shall forward the enquiry report along with statements and documents collected during enquiry to this Court. The enquiry shall be completed within three months w.e.f. 16<sup>th</sup> of March, 2020.

The matter be listed for further orders in the month of June, 2020.

In the meanwhile, the petitioner shall be allowed to work as honorarium teacher and paid salary of honorarium teacher.

**Sd/-**  
**(Manindra Mohan Shrivastava)**  
**Judge**