

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**

**R/SPECIAL CIVIL APPLICATION NO. 10731 of 2023**

**With**

**CIVIL APPLICATION (FOR ORDERS) NO. 1 of 2025  
In R/SPECIAL CIVIL APPLICATION NO. 10731 of 2023**

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**THAKKAR VASUDEV KANAIYALAL**

**Versus**

**KUMAR MANGALALM BIRLA & ORS.**

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Appearance:

PARTY IN PERSON(5000) for the Petitioner(s) No. 1

MR HARSHEEL D SHUKLA(6158) for the Respondent(s) No. 3

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**CORAM:HONOURABLE MR. JUSTICE NIRAL R. MEHTA**

**Date : 28/07/2025**

**ORAL ORDER**

[1] Pursuant to the order dated 14<sup>th</sup> July 2025, Mr. Sanjeev Kumar Bidwai, Director General of Telecom appeared through Hybrid mode in place of Dr. Neeraj Mittal, Secretary, Department of Telecommunication, New Delhi, contending that Dr. Neeraj Mittal is busy with the ongoing Parliament Session. However, the affidavit, which has been tendered by the respondent, is affirmed by one Shri S. R. Udayashree, Joint Controller of Communication (Accounts), but the said affidavit was to be signed as per the order of this Court by the Secretary itself namely Dr. Neeraj Mittal.

Despite the orders passed by this Court, neither the affidavit has come forward nor Dr. Neeraj Mittal, on administrative reason, appeared before this Court. This Court finds that the said action of the authority, *prima facie*, constitutes contempt of Court orders. However, before taking any serious and stern action or view against the officer, at the request of learned advocate Mr. Harsheel Shukla for the respondent No.3, this Court feels to grant one more opportunity.

[2]           The affidavit affirmed by Shri S. R. Udayashree, Joint Controller of Communication (Accounts) is refused to be taken on record.

[3]           Let this matter be listed for further consideration on 11<sup>th</sup> August 2025.

CHANDRESH

**(NIRAL R. MEHTA,J)**