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919- FA-3064-2015

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

919 FIRST APPEAL NO. 3064 OF 2015

Executive Engineer, Irrigation Project, Strengthening Division, Omerga
Thr Mkvdc Pune And Others

VERSUS

Subhadrabai Manju Shinde And Others

WITH

FIRST APPEAL NO. 37 OF 2016

WITH

FIRST APPEAL NO. 265 OF 2016

WITH

FIRST APPEAL NO. 39 OF 2016

WITH

FIRST APPEAL NO. 35 OF 2016

WITH

FIRST APPEAL NO. 36 OF 2016

WITH

FIRST APPEAL NO. 266 OF 2016

WITH

FIRST APPEAL NO. 269 OF 2016

WITH

FIRST APPEAL NO. 268 OF 2016

WITH

FIRST APPEAL NO. 267 OF 2016

WITH

FIRST APPEAL NO. 38 OF 2016

WITH

FIRST APPEAL NO. 3488 OF 2015

WITH

FIRST APPEAL NO. 3489 OF 2015

WITH

FIRST APPEAL NO. 3490 OF 2015
WITH
FIRST APPEAL NO. 3491 OF 2015
WITH
FIRST APPEAL NO. 2522 OF 2017
WITH
FIRST APPEAL NO. 2523 OF 2017
WITH
FIRST APPEAL NO. 2525 OF 2017
WITH
CIVIL APPLICATION NO. 5234 OF 2022
IN X-OBJST/15382/2021
WITH
CIVIL APPLICATION NO. 5411 OF 2022
IN X-OBJST/15386/2021
WITH
CIVIL APPLICATION NO. 801 OF 2023
IN X-OBJST/15527/2021
WITH
CIVIL APPLICATION NO. 802 OF 2023
IN X-OBJST/15530/2021
WITH
CIVIL APPLICATION NO. 803 OF 2023
IN X-OBJST/15532/2021
WITH
CIVIL APPLICATION NO. 10166 OF 2016
IN FA/3064/2015
WITH
CIVIL APPLICATION NO. 5412 OF 2023
IN X-OBJST/24736/2021
WITH
CIVIL APPLICATION NO. 5411 OF 2023
IN X-OBJST/24739/2021

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Mr. Rahul A. Tambe, Advocate for Appellant.

Mr. Dinesh U. Manwatkar, Advocate for Respondent Nos. 2 and 4.

Mr. P. S. Chavan, Advocate for Respondent Nos. 5 to 8, 9A to 9C, 10 and 11.

Smt. Chaitali Chaudhari-Kutti, AGP for Respondent-State.

CORAM : KISHORE C. SANT, J.

DATE : 11th SEPTEMBER 2025.

PC :-

1. Heard the parties.
2. This Court, by order dated 21st July 2025, had issued notice taking cognizance of the contempt committed by respondent Nos. 2 to 4. Notice was directed to be given in format. The learned Counsel for Respondent Nos. 2 and 4 accepted the notice. Respondent No.3 was personally present and notice is thus served upon him. However, notices were given orally. Till now, there is no sufficient explanation given. This Court has therefore decided to proceed under Contempt of Courts Act.
3. In spite of orders dated 29th August 2024, they failed to deposit the amount and thereafter from time to time, the orders were passed on 19th September 2024. On 21st March 2025 in CA/3227/2025 in

FA/3064/2015, this Court even issued bailable warrant. Still there is no compliance even of the orders passed thereafter dated 29th April 2025. In spite of notice of contempt dated 23rd June 2025 and the last order issuing contempt notice, they have failed to comply with the order. Therefore, they have committed contempt of the order passed by this Court under Article 215 of the Constitution of India, read with Rule 9 Chapter 34 of the Bombay High Court Appellate Side Rule and Section 12 of the Contempt of Courts Act.

4. Office to issue notice specifying upon chart to the Respondents, returnable on 9th October 2025.

5. Respondent Nos. 2 and 4 are present in the Court.

6. Respondent Nos. 2 to 4 who are present in the Court be taken in custody and be released bail on executing PR bond in the sum of Rs. 25,000/- each with one cash surety to be furnished in the office of this Court.

7. Parties to act upon authenticated copy.

[KISHORE C. SANT, J.]