

IN THE HIGH COURT OF JHARKHAND AT RANCHI

Cont. Case (Civil) No. 296 of 2024

Hatia Majdoor Union	...	...	Petitioner
	Versus		
K. Sadashiv Murthy and Another	...	...	Opp. Parties

CORAM :HON'BLE MRS. JUSTICE ANUBHA RAWAT CHOUDHARY

For the Petitioner	: Mr. Shubham Sinha, Advocate
For the State	: Mr. Shashank Saurav, AC to GP-III

07/14.02.2025

1. Learned counsel for the parties are present.
2. Upon query of this court the learned counsel for the opposite party has submitted that L.P.A. filed by filing number LPA/ 13218 / 2024 is still defective.
3. The records of the case reveal that the case was lastly taken up on 13.12.2024 wherein the learned counsel for the opposite party had submitted that they shall take expeditious steps for removal of the defects in the LPA so that the matter is ultimately taken up. However, the appeal continues to be defective and no explanation is coming from the side of the opposite party as to why the LPA continues defective. It appears that the opposite parties are not serious about pursuing their LPA and accordingly, they have no excuse not to comply the order passed by this Court. The time prescribed for compliance of order passed in W.P.(L) 907 of 2009 has already expired. The order was passed as way back on 28.08.2023. The LPA is apparently barred by limitation.
4. In view of the facts and circumstances, this Court is of prima facie view that opposite party No. 1 and 2 have no regards to the order passed by this Court and they have knowingly, intentionally and deliberately not complied the judgment dated 28.08.2023 passed in W.P.(L) No. 907 of 2009.

5. Let notice be issued to the opposite party No. 1 and 2 through the concerned police station as to why a contempt proceeding be not initiated against them. It will be open to the opposite parties to engage appropriate counsel of their choice to defend their case.
6. Post this case on 21st March, 2025 awaiting service report.

(Anubha Rawat Choudhary, J.)

Rakesh/-