



IN THE HIGH COURT OF JHARKHAND AT RANCHI

Cont. Case (Civil) No. 397 of 2023

Md. Mansur Rahman	...	...	Petitioner
	Versus		
The State of Jharkhand & Ors.		...	Opp. Parties

CORAM: HON'BLE MR. JUSTICE RAJESH SHANKAR

For the Petitioner : Md. Yasir Arafat, Advocate

For the Opp. Parties : Mr. J.F. Toppo, G.A.-V

Mr. Neil Abhijeet Toppo, A.C. to G.A.-V

07/08.12.2023 Pursuant to the order dated 10.11.2023, Mr. Rajesh Kumar Paswan-the District Superintendent of Education, Sahibganj (the opposite party no. 2) as well as Mr. Durga Nand Jha-the District Education Officer, Sahibganj (the opposite party no. 3) are physically present before this Court.

2. A show cause affidavit has been filed on behalf of the opposite party no. 3 in which it has primarily been stated that the original service book of the petitioner was lost in the year 2010 and there have been communications among the authorities including the Accountant General (A&E), Jharkhand for finding the original service book of the petitioner.

3. The fact remains that the original service book of the petitioner has not yet been found by the authorities which undoubtedly suggests laches and inaction on their part.

4. At this juncture, Mr. Neil Abhijeet Toppo, learned A.C. to G.A.-V appearing on behalf of the opposite parties, produces a copy of letter no. 3233 dated 06.12.2023 issued by the Director, Secondary Education, Jharkhand to the opposite party no. 3 directing him to open second service book of the petitioner in addition to searching



the first one and to dispose of the said matter.

5. The opposite party no. 3 undertakes that the second service book of the petitioner will positively be opened within four weeks from today and his due amount in compliance of the order dated 13.12.2022 passed by this Court in W.P.(S) No. 4093 of 2022 will be paid within two weeks thereafter.

6. Considering the said undertaking of the opposite party no. 3, this Court does not intend to pass any harsh order against the opposite party nos. 2 and 3 today in the present contempt proceeding.

7. The opposite party no. 3 is directed to file a compliance affidavit by 02.02.2024.

8. Put up this case on 09.02.2024 under the heading "For Admission".

9. If the effective compliance of the order dated 13.12.2022 passed by this Court in W.P.(S) No. 4093 is not made before the aforesaid period, the opposite party nos. 2 and 3 shall remain physically present before this Court on the next date fixed.

10. Let a copy of letter no. 3233 dated 06.12.2023 be kept on record.

(Rajesh Shankar, J.)