

IN THE HIGH COURT OF JHARKHAND AT RANCHI

Cont. Case (C). No. 428 of 2023

Rambali Das & Anr. Petitioners
Versus
The State of Jharkhand & Ors. Opp. Parties.

CORAM : HON'BLE DR. JUSTICE S.N. PATHAK

For the Petitioner : Mr. Amit Kr. Tiwari, Advocate
Ms. Nidhi Rani, Advocate
Ms. Deepmala, Advocate
For the Opp. Parties: Mr. Manish Mishra, GP-V

I.A. No. 7972 of 2023

24/ 29.11.2024 Heard the parties.

2. Instant interlocutory application has been filed for impleading the opposite parties being necessary parties in the instant contempt application, the details of whom have been mentioned in para-1 of the interlocutory application.
3. Learned counsel for the opposite parties does not object to the same.
4. In view of fair submissions of the parties and on being satisfied with the ground shown in the interlocutory application, the petitioner is permitted to implead the opposite parties as per details given in para-1 of the interlocutory application, in course of the day.
5. Accordingly, I.A. No. 7972 of 2023 stands allowed.

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6. From perusal of the records it appears that the opposite party No. 2 is bent upon flouting the Court's order. Though a clear direction was given by this Court which has been affirmed by the Division Bench of this Hon'ble Court but inspite of the same the opposite parties have

not complied the Court's order.

7. A plea has been taken by the opposite parties in the show-cause that since petitioner was not working on sanctioned and vacant post, hence, his case was not considered. This plea of the opposite parties is not praiseworthy inasmuch as the opposite parties are taking work from petitioner right from 1984 and now, when he is at the verge of superannuation, the ground that petitioner is not working on sanctioned and vacant post is not tenable in the eyes of law also in view of the fact that the opposite parties have lost in LPA and the order of LPA has not been challenged before the Hon'ble Supreme Court. As such, there is no way out other than to comply the Court's order.

8. However, in order to give one more chance, list this case on 03.01.2025 for compliance of the Court's order.

(Dr. S. N. Pathak, J.)

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