

IN THE HIGH COURT OF JHARKHAND AT RANCHI
W.P.(S) No.3660 of 2018

Sanjeev Kumar & Ors.

... .. **Petitioners**

Versus

The State of Jharkhand & Ors.

... .. **Respondents**

CORAM : SRI ANANDA SEN, J

For the Petitioner(s) : Mr. Rakesh Ranjan, Advocate

For the Respondent(s): Ms. Sweta Shukla, AC to AAG-II

07/ 12.02.2025

The counter affidavit has not yet been filed in this case.

2. On 24.01.2019, this Court had directed the respondent – State to file counter affidavit within six weeks but the same was not filed.

3. On 05.01.2024, a Coordinate Bench of this Court expressed anguish on the action of the respondents for not filing the counter affidavit and gave last chance to the State to file counter affidavit and directed to list this case on 19.01.2024.

4. After 05.01.2024, the case has been listed today.

5. In the meantime, an interlocutory application being I.A. No.633 of 2024 was filed on 17.01.2024, wherein the respondents prayed for further four weeks' time for verification of record, to file counter affidavit.

6. Not only four weeks have elapsed, rather more than an year has elapsed from the last date of listing and also from the date when the interlocutory application was filed. In spite of that, the respondents have not filed their counter affidavit.

7. An affidavit was sworn by the Range Education Officer, and it has been stated that it was filed after being authorized to

swear the affidavit by respondent No.4 – District Superintendent of Education, Godda.

8. Thus, there being willful and deliberate violation of the undertaking given on oath by these two officers, I direct them to remain present in person on 20.02.2025, when this Court will initiate a proceeding against them for violating their own undertaking.

9. List this case on 20.02.2025.

10. Let a copy of this order be handed over to learned counsel representing the respondent - State.

(ANANDA SEN, J.)

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