

IN THE HIGH COURT OF JHARKHAND AT RANCHI

Contempt (Civil) Case. No. 660 of 2024

Raj Kishor Mahto and Ors.

..... Petitioner(s)

VERSUS

State of Jharkhand and Ors.

..... Opp. parties.

**CORAM : SRI ANANDA SEN, J.**

For the petitioner(s) : Mr. Manoj Tandon & Shivani Bhardwaj, Advocates  
For the Opp. Party(s): Mr. Sanket Kumar, AC to AAG-V  
For VBU: Mr. Kumar Harsh, Advocate.

06/07.02.2025: In this contempt petition, the petitioners have prayed to initiate a contempt proceeding against the contemnors/ opposite parties as they have willfully violated the order dated 21.9.2023 passed in WP(S) No. 4839 of 2022.

2. By the aforesaid order this Court had issued a mandamus upon the respondents- opposite parties to issue suitable order, treating 16.11.2010 as the date of appointment of the petitioners and further directed to issue suitable order accepting the notional date of appointment of the petitioners to be 16.11.2010 and extend the consequential benefits of MACP and the period in between may be counted for the purpose of pension.

3. This contempt petition was filed alleging that the respondents/opposite parties have not complied the order. Neither the MACP benefits has been granted nor any order has been passed treating the petitioners' date of appointed as 16.11.2010.

4. In this contempt case, on 30.8.2024, three weeks' time was granted for compliance of the Court's order. On 7.1.2025, also by way of last indulgence, three weeks' time was granted to comply the Court's order. Today, when the matter is listed, from the record, I find that there is no report of compliance nor there is any show cause.

5. Learned AC to AAG-V submits that the order has been communicated to the authority, but he has not received any information/instruction from the authority concerned.

6. On query, it has been submitted by the parties that no Letters Patent Appeal has been filed challenging the order passed by the writ Court.

7. On one hand, the respondent-opposite parties have not challenged the order of the Writ Court before the LPA Court, meaning thereby, they have accepted the order, on the other hand, they have not complied the same, as no report of compliance has been filed, even the respondents-opposite parties have not communicated information regarding this to their

counsel. This attitude of the respondents-opposite parties suggests that they are willfully violating the order of this Court, which, *prima facie*, amounts to contempt.

8. It was the Director, Employment and Training, Department of Employment and Training, Ranchi- Opposite party No. 3, who has to comply the Court's order.

9. Thus, I direct the Director, Employment and Training-opposite party No. 3 to remain present personally on 14.02.2025 to answer as to why not charge for committing contempt will be framed against him.

10. This case will not be adjourned and no exemption will be granted as this order will be treated to be a notice to him, serve through the counsel.

11. However, it is made clear that this order will not come in the way of the opposite parties to comply the order dated 21.9.2023 passed in WP(S) No. 4839 of 2022.

12. List this case on **14.02.2025**.

13. Let a copy of this order be handed over to the counsel for the State for doing the needful.