

IN THE HIGH COURT OF JHARKHAND AT RANCHI

Cont. Case (CvL.) No. 609 of 2021

Mr. Man Mohan Prasad

... .. Petitioner

Versus

The State of Jharkhand and Ors.

... ..Opp. Parties

CORAM: HON'BLE MR. JUSTICE SUJIT NARAYAN PRASAD

For the Petitioner : Mr. Manoj Tandon, Advocate
Mrs. Neha Bhardwaj, Advocate
Mr. Siddharth Ranjan, Advocate
Mr. Karamjit S. Chhabra, Advocate
Mr. Ritwik Raj, Advocate
Mr. Shubham Kumar, Advocate
For the O.P.-State : Mr. Ashutosh Anand, AAG-III

21/Dated: 07th May, 2026

1. Mr. Ashutosh Anand, learned AAG-III appearing for the opp. party-State has sought for leave of this Court to accept the show cause in the Court. Copy of which has already been supplied to the learned counsel for the petitioner.
2. Let the same be taken on record.
3. Mr. Tandon, learned counsel for the petitioner, at the outset, after going through the affidavit filed on behalf of the concerned opp. party-State has sought for leave of this Court to allow him to implead the Accountant General as party to the proceeding.
4. This Court has gone through the affidavit and found that the opp. party has taken the plea that after taking the final decision with respect to the arrears of difference of salary, due communication has been made to the Office of the Accountant General but there is no response on its end.
5. This Court, considering the aforesaid fact, is of the view that the permission to implead the Accountant General as party to the proceeding is to be granted.
6. Accordingly, the same is granted.

7. Let the Accountant General be impleaded as party to the present contempt case.
8. Let the addition in the arrays of the opp. parties be carried out in course of the day.
9. Mr. Amit Kumar Verma, learned counsel waives notice on behalf of the newly impleaded opp. party-Accountant General.
10. Let the name of Mr. Amit Kumar Verma, learned counsel for the newly impleaded opp. party be reflected in the daily cause list.
11. It has been submitted by the learned counsel for the petitioner by referring to the operative part of the order wherein while quashing the order of punishment, the petitioner has been declared to be exonerated from the charges. The consequential benefits had been directed to be given holding the petitioner entitled to get all the consequential benefits.
12. It has been submitted that there is no consideration in the decision taken by the authority on the issue of disbursement of the arrears of difference of salary for the period of suspension. Further, during pendency of the departmental proceeding, the right of consideration for promotion of the petitioner has been denied.
13. Since this Court has passed the order holding the petitioner entitled for all consequential benefits which includes the disbursement of the arrears of difference of salary during the period of suspension as also the benefit of promotion which could have been granted in favour of the petitioner if the departmental proceeding would not have been initiated which resulted in exoneration by the order passed by this Court.
14. He has relied upon a judgment of the Hon'ble Supreme court rendered in ***K. Samba Moorthy vs. Sanjiv Chadha and Ors., 2025 SCC OnLine SC 172*** particularly at paragraphs-26 and 30 wherein the consequential benefit has been explained.

15. Let an additional show cause be filed, on behalf of the concerned opp. party, on or before the next date of hearing showing the compliance of the order in its letter and spirit.

16. Let this case be listed on 17.06.2026.

(Sujit Narayan Prasad, J.)

07th May, 2026

Saurabh/-