



2023:JHHC:44450

IN THE HIGH COURT OF JHARKHAND AT RANCHI

Civil Review No. 76 of 2021

(Anup Chandra Mishra Vs. the State of Jharkhand & Ors.)

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

For the Petitioner	:	Mr. Mahesh Tewari, Advocate
For the Opp. Party	:	Mr. M.L. Yadav, SC(L&C)-III
		Mr. Ashok Kr. Singh, Advocate

08/ 08.12.2023 Heard the parties.

It is argued by Mr. Mahesh Tiwari, learned counsel that when order of this Court was not complied despite specific order and direction of this Court the petitioner was constrained to prefer contempt application. However, the said contempt proceeding was dropped on the wrong statement made by opposite parties that order of the Writ Court has been complied but fact remains that the petitioner has not been paid salary as claimed till date. Left with no option, petitioner has raised his grievance by filing this Review Petition.

Learned counsel further submits that a wrong submission has been made by the opposite parties intentionally just to save their skin from the Contempt of Court.

From perusal of the counter-affidavit filed by the opposite party No. 6 it appears that opposite party No. 6 was also working in the School as Headmaster without any salary from the year 2017 as grant-in-aid has been stopped by the Government.

The Headmaster (opposite party No. 6), who is present in person before this Court has shown his inability to pay entire amount as per order and direction given by this Court.

However, in what circumstances a false statement was made before this Court that the order passed by the Court has been complied with and salary has been paid, the same has not been answered by the opposite parties.



Since already a writ petition i.e. W.P.(C). No. 4843 of 2021 has been filed, list this case along with the aforesaid case.

The opposite party-State as well as JAC is directed to file specific affidavit as to under what circumstances wrong statements was made by them and also submit their reply as to why the petitioner is not entitled for the salary as claimed by him and in what circumstances, the same has been denied.

List this case on 19.01.2024 along with W.P.(C). No. 4843 of 2021.

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