

**HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR**

S.B. Civil Contempt Petition No. 289/2019

Kailash Chandra Ghusar S/o Shri Ganni Ram

----Petitioner

Versus

Shri Vaibhav Galaria, Additional Chief Secretary To The
Government Higher Education Department & Ors.

----Respondents

For Petitioner(s)	:	Mr. Prahlad Singh, Adv.
For Respondent(s)	:	Dr. Vibhuti Bhushan Sharma, Additional Advocate General with Mr. Prakhar Gupta, Adv.

HON'BLE MR. JUSTICE ASHOK KUMAR GAUR

Order

25/11/2021

Learned Additional Advocate General-Dr. Vibhuti Bhushan Sharma submits that an additional affidavit is filed today and copy is furnished to learned counsel for the petitioner-Mr. Prahlad Singh in the Court itself.

This Court on bare perusal of the additional affidavit finds that in para 7, the respondents have submitted that in compliance of the order passed by this Court, benefit of senior scale has been accorded to the petitioner and due-drawn statement has been prepared by the respondents and total arrears of the petitioner comes to Rs.8,61,434/-.

Learned Additional Advocate General-Dr. Vibhuti Bhushan Sharma informed this Court that due-drawn statement has been sent to Finance Department for sanction and MR No.2780 dated 24.11.2021 has been generated.

Learned counsel for the petitioner-Mr. Prahlad Singh submits that bare perusal of the additional affidavit shows that the petitioner has been only considered for senior scale and he has not granted selection scale on account of some API score.

Learned counsel for the petitioner submits that non-consideration of case of the petitioner for selection scale, is not full compliance of the order passed by this Court.

Registry is directed to place the additional affidavit in the office file.

Learned counsel for the petitioner is free to file any counter.

This Court directs that the amount which has been mentioned in para 7 of the additional affidavit i.e. Rs.8,61,434/- should be transferred in the bank account of the petitioner on or before the next date.

Learned Additional Advocate General-Dr. Vibhuti Bhushan Sharma submits that presence of Commissioner, College Education may be dispensed with as the compliance of the order passed by this Court of paying cost, has already been made.

This Court exempts the presence of the Commissioner, College Education for the present date, however, if the amount so determined by the respondents is not transferred in the bank account of the petitioner on or before the next date, the Commissioner, College Education will be personally present before the Court on the next date.

List on 15.12.2021.

(ASHOK KUMAR GAUR),J