

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

S.B. Civil Contempt Petition No. 1862/2018

1. Rati Ram Sharma S/o Shri Johri Lal Sharma, Aged About 78 Years, (Seniority No. 133), R/o 952, Near New Telephone Exchange, Krishan Nagar, Hindaun City, Dist-Karauli
2. Jai Narain Meena S/o Shri Kishan Lal Meena, Aged About 77 Years, (Seniority No. 153), R/o Vasundhra Colony, Saloda Mode, Gangapur City, Dist-Sawai Madhopur

-----Petitioners

Versus

1. Shri Naresh Pal Gangwar, Principal Secretary, Department Of Physical Education, Government Of Rajasthan, Secretariat, Jaipur
2. Shri Nathmal Didel, Director, Secondary Education, Bikaner
3. Shri Sk Pandey, Secretary, Ministry Of Youth Affairs And Sports, Department Of Youth Affairs, Shastri Bhawan, New Delhi
4. State Of Rajasthan, Through Its Principal Secretary, Department Of Physical Education, Government Of Rajasthan, Secretariat, Jaipur

-----Respondents

For Petitioner(s) : Mr.R.A. Katta, Adv. with Mr.R.K. Paliwal, Adv. & Mr.M.K. Dhakad, Adv.

For Respondent(s) : Mr.Ganesh Meena, AAG.

HON'BLE MR. JUSTICE ASHOK KUMAR GAUR

Order

16/08/2021

The present contempt petition has been filed for non-compliance of the order dated 13.03.2018 passed by this Court in S.B. Civil Writ Petition No.3998/2018. This Court, while considering the decision passed in *S.B. Civil Writ Petition*

No.18106/2012 (Balram Verma Vs. The Union of India & Ors.) decided vide order dated 18.11.2017, had directed that the representation of the petitioners was to be decided by the State respondents by a reasoned and speaking order, as expeditiously as possible, but in no case later than 12 weeks.

Learned counsel for the petitioners submitted that the petitioners approached the respondents for grant of benefits as their case was similar to that of *Balram Verma (supra)*.

Learned counsel submitted that after representation was filed by the petitioners, the District Education Officer (Headquarter) Secondary Education, Karauli issued the order dated 08.09.2019 whereby both the petitioners—Rati Ram Sharma and Jai Narain Meena, were granted benefits of revised pay-scale and their pension was to be revised.

Learned counsel submitted that though the order has been passed on 08.09.2019 by the District Education Officer but benefits have not been given to the present petitioners.

Learned counsel Mr.Ganesh Meena, AAG appearing for the respondents-contemnors submitted that due compliance has already been made by the Authorities and as such, representation of the petitioners has been decided in their favour.

Learned counsel submitted that reply to the contempt petition has been filed by the respondents-contemnors on 11.09.2019 and it has been specifically averred that no further cause of action survived in favour of the petitioners in view of the order passed by the respondents.

Learned counsel for the petitioner Mr.R.A. Katta submitted that if the order passed by the District Education Officer (Headquarter), Secondary Education, Karauli is not given effect,

compliance cannot said to be made by the respondents -contemnors.

This Court deems it proper to direct the District Education Officer (Headquarter), Secondary Education, Karauli to give effect to order dated 08.09.2019.

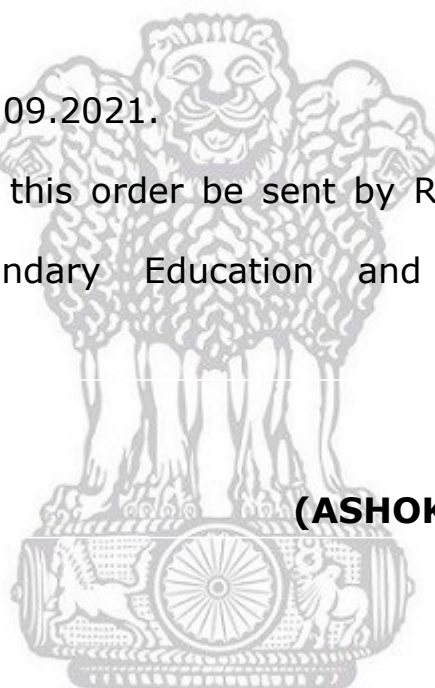
In case, the order dated 08.09.2019 is not given effect on or before the next date, the Director, Secondary Education and Secretary, School Education will be personally present before this Court to inform as why the order passed by this Court has not been complied with and why only paper compliance has been done by issuing the order dated 08.09.2019 and not giving effect to this order.

List on 02.09.2021.

A copy of this order be sent by Registrar (Judicial) to the Director, Secondary Education and Secretary, School Education.

(ASHOK KUMAR GAUR), J

Himanshu Soni/Parul/50



सत्यमेव जयते