

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

CONMT.PET.(C) No. 700/2017 In W.P.(C) No. 521/2008

RAJEEV KUMAR GUPTA & ORS.

Petitioner(s)

VERSUS

BHANU PRATAP SHARMA & ORS.

Respondent(s)/
alleged contemnors

([TO BE TAKEN UP ON THE TOP OF THE BOARD.]
IA No. 127023/2022 - INTERVENTION/IMPLEADMENT)

WITH CONMT.PET.(C) No. 873/2023 in W.P.(C) No. 521/2008
(IA No. 72253/2023 - APPROPRIATE ORDERS/DIRECTIONS)

CONMT.PET.(C) No. 999/2023 in W.P.(C) No. 521/2008
(IA No. 100269/2023 - APPROPRIATE ORDERS/DIRECTIONS)

Date : 19-02-2024 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ABHAY S. OKA
HON'BLE MR. JUSTICE UJJAL BHUYAN

For Petitioner(s)

Mr. Vidya K Sagar, Adv.
Mr. C Laxmanna, Adv.
Mr. Rocky Khan, Adv.
Mr. Sandiv Kalia, Adv.
Dr. Sushil Balwada, AOR

Mr. Krishnamohan K., AOR
Ms. Dania Nayyar, Adv.

For Respondent(s)

Mr. N Venkataraman, A.S.G.
Mr. Zoheb Hussain, Adv.
Mr. Rajan K.Chouraisa, Adv.
Mr. Raman Yadav, Adv.
Mr. Chitvan Singhal, Adv.
Ms. Sonali Jain, Adv.
Mr. Bhuvan Mishra, Adv.
Mr. Manish, Adv.
Mr. Shantnu Sharma, Adv.
Mrs. Srishti Mishra, Adv.
Ms. Saumya Tandon, Adv.
Mr. H. Raghwendra Rao, Adv.

Mr. Shreekant Neelappa Terdal, AOR
Mr. Arvind Kumar Sharma, AOR
Mr. Amrish Kumar, AOR

Mr. Mohd. Akhil, Adv.
Mr. Shailesh Madiyal, Adv.
Mr. Akshay Amritanshu, Adv.
Mr. Sanjay Kumar Visen, Adv.
Mr. Ishaan Sharma, Adv.
Mr. Madhav Sinhal, Adv.
Mr. Mukesh Kumar Maroria, AOR

Mr. Devendra Singh, AOR
Mr. Karan Thakur, Adv.
Mr. Ajay Nain, Adv.
Mr. Anmol Harna, Adv.
Mr. Vijay Kumar Singh, Adv.
Mr. Ashish Sheoran, Adv.
Mr. Surinder Singh Lohchab, Adv.
Mr. Sahil Lohchab, Adv.
Mr. Kashmira Singh Chahar, Adv.
Mr. Sameer Singh, Adv.

Mr. Sahil Bhalaik, AOR

Mr. Gaurav Agrawal, AOR

UPON hearing the counsel the Court made the following
O R D E R

The orders passed from time to time in these Contempt Petitions, *prima facie*, show that there is a complete defiance by the concerned respondents/alleged contemnors of the directions issued by this Court. In gross violation of the orders of this Court, initially the orders of notional promotion were issued on ad-hoc basis and only after intervention by this Court that orders granting regular notional promotion were produced before this Court in January, 2024. The issue is of implementation of the provisions of the Persons with Disabilities (Equal opportunities, Protection of Rights and Full Participation) Act, 1995. *Prima facie*, it

appears to us that the Government has shown insensitivity to the issues faced by the persons with disabilities by not complying with the directions of this Court.

We, therefore, direct the appropriate officer of the Central Government to file an affidavit setting out the names and designation of the officers who are responsible for non-compliance so that action under the Contempt of Court Act, 1971 can be issued against them. We grant time of two weeks to file an affidavit.

List on 7th March, 2024 for considering the affidavit.

(ANITA MALHOTRA)
AR-CUM-PS

(AVGV RAMU)
COURT MASTER