

Court No. - 10

Case :- CONTEMPT APPLICATION (CIVIL) No. - 2457 of 2019

Applicant :- C/M Sri Sanatan Dharm Ram Leela Mahotsava Samiti

Opposite Party :- Rajesh Kumar Verma, Up -Ziladhikari

Counsel for Applicant :- Akank Kumar Jain

Hon'ble Mahesh Chandra Tripathi,J.

Heard learned counsel for the applicant.

By order dated 13.12.2018 passed in Writ C No. 40370 of 2018 filed by the applicant, this Court directed as under:

"Consequently, the aforesaid impugned orders are set aside. Matter is remitted to the prescribed authority to decide the reference made to it strictly in accordance with law. As to the other allegations made by the respondents with respect to execution of trust deed etc, it shall remain open to the said respondent to approach the Registrar in terms of Section 24 of the Act, who may take appropriate action if required strictly in accordance with law, at this appropriate stage.

The aforesaid exercise (in remand) may be completed as expeditiously as possible preferably within a period of two months from the date of production of certified copy of this order.

Both sides have undertaken not to seek any undue or long adjournment.

Disposed of. "

Learned counsel for the applicant submits that a certified copy of the aforesaid order was submitted for compliance before the opposite party but the opposite party has wilfully not complied with the order and, thus, has committed civil contempt liable for punishment under Section 12 of the Contempt of Courts Act, 1971.

Prima facie a case of contempt has been made out. However, considering the facts and circumstances of the case, one more opportunity is afforded to the opposite party to comply with the aforesaid order of the writ Court within six weeks from the date of production of a certified copy of this order.

The applicant shall supply a duly stamped registered envelope addressed to the opposite party and another self-addressed envelope to the office within one week from today. The office shall send a copy of this order along with the self-addressed envelope of the applicant with a copy of contempt application to the opposite party within one week thereafter and keep a record thereof.

The opposite party shall comply with the directions of the writ court and intimate the order to the applicant through the self-addressed envelope within a week thereafter.

With the aforesaid observations, this application is ***disposed of*** at this stage with liberty to the applicant to move a fresh application, if the order is not complied with by the opposite party within the stipulated time as aforementioned.

Order Date :- 25.4.2019

A.K.Srivastava