

IN THE SUPREME COURT OF INDIA
INHERENT JURISDICTION

CONTEMPT PETITION (C) NO. 816 OF 2019

IN

CONT.PET.(C) NO. 15/2019 ARISING OUT OF C.P.(C) NOS. 14-18/2018

IN

C.A. NO. 2807/2017 @ C.A. NOS. 2806-2810/2017

RAJIV KUMAR & ORS. Petitioner(s)

VERSUS

AMIR SUBHANI & ORS. Respondent(s)

IN THE MATTER OF:

RAJIV KUMAR & ORS.ETC. Appellant(s)

VERSUS

STATE OF BIHAR & ORS.ETC. Respondent(s)

O R D E R

R. BANUMATHI, J.:

(1) This contempt petition is filed by the petitioners alleging willful disobedience of the order of this Court dated 08.05.2018.

(2) We have heard Mr. Anil Kaushik, learned counsel appearing for the petitioners and Mr. Samir Ali Khan, learned counsel appearing for the respondents-State of Bihar.

(3) Mr. Samir Ali Khan, learned counsel appearing for the respondents-State of Bihar, has drawn the attention of the

Court to the counter affidavit in which it is stated that the petitioners - Rajiv Kumar (G-20036) has been disqualified in optional paper 2 Public Admn and Indian Constitution, Prem Shankar (G-04920) has been disqualified in optional paper 2 Sociology and Hari Shankar Singh (P-10128) has been disqualified in compulsory paper Hindi. In this regard, Mr. Samir Ali Khan, learned counsel, has also drawn the attention of the Court to Annexure-B to the counter affidavit, a communication dated 24.10.2018 sent by the Bihar Staff Selection Commission to the Director General of Police, Bihar, which is to the effect that the above three petitioners were unsuccessful in the written examination for the post of Sub-Inspector (Police).

(4) Mr. Anil Kaushik, learned counsel appearing for the petitioners, disputed the correctness of the aforesaid averments made in the counter affidavit as well as the contents of letter/communication dated 24.10.2018 sent by the Bihar Staff Selection Commission to the Director General of Police, Bihar.

(5) In view of the averments made in the counter affidavit and above said communication, we do not find any disobedience much less willful disobedience of the Order of this Court dated 08.05.2018 to initiate contempt proceedings.

(6) If the petitioners have any grievance regarding the said communication dated 24.10.2018 and the averments made in the counter affidavit, it is open for the petitioners to challenge the same and to work out their remedy in accordance with law.

(7) With the above observation, the contempt proceedings are closed.

.....J.
(R. BANUMATHI)

.....J.
(A.S. BOPANNA)

NEW DELHI,
SEPTEMBER 19, 2019.

ITEM NO.1

COURT NO.6

SECTION XVI

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

CONTEMPT PETITION (C) NO. 816 OF 2019

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RAJIV KUMAR & ORS.

Petitioner(s)

VERSUS

AMIR SUBHANI & ORS.

Respondent(s)

(FOR ADMISSION and IA No.32184/2019-EXEMPTION FROM FILING O.T.)

Date : 19-09-2019 This matter was called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE R. BANUMATHI
HON'BLE MR. JUSTICE A.S. BOPANNA

For Petitioner(s) Mr. Anil Kaushik, Adv.
Mr. Anurag Singh, Adv.
Mr. Anil Kumar Mishra, AOR

For Respondent(s) Mr. Samir Ali Khan, AOR

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

In terms of the signed order, the contempt proceedings are closed.

Consequently, the contempt petition is disposed of.

Pending applications, if any, shall also stand disposed of.

(MAHABIR SINGH)
COURT MASTER

(NISHA TRIPATHI)
BRANCH OFFICER

(Signed order is placed on the file)

REVISED

ITEM NO.1

COURT NO.6

SECTION XVI

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R E C O R D O F P R O C E E D I N G S

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(MAHABIR SINGH)
COURT MASTER

(NISHA TRIPATHI)
BRANCH OFFICER

(Corrected signed order is placed on the file)