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 JUDICIAL
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 AUTH. NO. 3164 DT. 16/12/2008 INDIA

BIHAR CIRCLE
 01/01/2012
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INDIA

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.2213 of 2008

Ram Swarath Singh, son of late Bishun Singh, Resident of B/62, Biscomaun Colony, P.S. Alambanj (Patna City), District Patna

..... Petitioner/s

Versus

1. The State of Bihar through Secretary, Co-operation, Bihar, Patna
2. The Bihar State Co-operative Marketing Union Ltd., West Gandhi Maidan, P.S. Gandhi Maidan, Patna-1, District Patna through Sri Ashok Kr. Jha, s/o not known to the petitioner, Managing Director
3. Sri Ashok Kr. Jha, s/o not known to the petitioner, the Managing Director, Bihar State Co-operative Marketing Union Ltd., West Gandhi Maidan, Patna-1
4. Sri Jata Shanker Jha, s/o not known to the petitioner, the Finance Controller, Bihar State Co-operative Marketing Union Ltd., West Gandhi Maidan, Patna-1

..... Respondent/s

Appearance :

For the Petitioner/s : Mr. Janardan Prasad Singh, Advocate
 For the State : Mr. J.P. Karn, Senior Advocate, AAG-4
 Mr. A.K. Dubey, AC to AAG4
 For the Respondents 2 & 3: Mr. Rajesh Prasad Choudhary, Advocate

CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

8 13-02-2012

The petitioner seeks initiation of contempt against the opposite parties for non-compliance of this court's order dated 1.2.2008 passed in C.W.J.C. No.10608 of 1999, by which this Court had directed the authorities to reconsider the aspect of giving concession in realization of interest. The opinion of the court was that at least 50% of the interest should have been relaxed. However, the application was disposed of with a direction to the authorities to consider the representation of the petitioner for recalculation of his claims and dispose it of in the light of observations made in the

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order.

A show cause has been filed on behalf of opposite party nos.2 to 4, wherein it has been submitted that pursuant to this order the matter was reconsidered and dues recalculated. A supplementary show cause has also been filed, wherein the exact break up of the payments have been mentioned.

In the reply to the show cause filed by the petitioner, once again he disputed that the authorities have not considered the relaxation of 50% interest.

On going through the order of this Court, I find that this Court only directed the authorities to reconsider the matter in the light of the observations made by the Court and not that it was binding on them. The same has been done by the authorities concerned.

In view of such, I am not inclined to proceed any further in the matter.

The application is dismissed.

Sd/-
(Anjana Prakash, J)

Narendra/-

CERTIFIED TO BE TRUE PHOTO COPY

Hilkun
For Joint Registrar (J) 23/02/12
Patna High Court
As perised by S 76 of Act of 1908
Ran K. Raghunayak
Asstt.
23/02/2012
08/12/11/33