

4.4.1996

CCA 146 of 1995

IN

O.A.No.998/95

Hon'ble Mr. Justice B.C. Saksena. VC

Hon'ble Mr. S. Das Gupta. A.M.

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Heard learned counsels for the parties.  
This contempt petition was filed on the ground  
that the respondents <sup>have</sup> wilfully disobeyed the  
interim order passed on 20.10.1995 in O.A.No.  
998/95. By the said interim order, it was provided  
that status-quo shall be maintained.

2. C.A. has been filed by the learned counsel  
for the respondents in which it has been indicated  
that the applicant had been relieved in pursuance  
of the order of transfer on 4.9.1995. That is to  
say much before passing of the interim order.  
Learned counsel for the applicant <sup>urged</sup> ~~alleged~~ that  
the relieving order was under challenge in the O.A.  
This <sup>a</sup> ~~this~~ contempt petition. The order, <sup>which</sup> of wilful  
disobedience <sup>is alleged to</sup> ~~is~~ pleaded <sup>has</sup> to be construed. The  
position is that when the interim order was passed  
for maintaining status-quo, the applicant ~~had~~  
already stood relieved and not allowed to continue  
on the post, <sup>from which he</sup> ~~he~~ had been transferred. The further  
situation is that the said interim order was  
vacated by order dated 7.12.1995. Since the  
interim order has been vacated, contempt petition  
is out <sup>voided its</sup> ~~of~~ utility.

*Bel*

*Bel*  
A.M.

*Bel*  
V.C.

Siddiqui