

Court No. - 10

Case :- CONTEMPT APPLICATION (CIVIL) No. - 503 of 2022

Applicant :- Islamuddin

Opposite Party :- Sri Rabindra Kumar Mander, D.M. Rampur And Another

Counsel for Applicant :- Aktar Ahmed Siddiqui

Hon'ble Rohit Ranjan Agarwal,J.

Heard Sri A.A. Siddiqui, learned counsel for the applicant.

This contempt application has been filed under Section 12 of the Contempt of Courts Act, 1971 for punishing the opposite party for willfully disobeying the order passed by the writ Court in Public Interest Litigation (PIL) No.20730 of 2015 on 15.04.2015 directing the District Administration of Rampur and the Regional Pollution Control Board to ensure that there is no noise pollution by use of loud speaker or any other device causing noise pollution beyond the prescribed standard in the Noise Pollution (Regulation and Control) Rules, 2000.

According to the applicant, it was in the year 2021 that certain people started using loud speaker in the Temple as well as Mosque which led to noise pollution. A letter addressed to the Superintended of Police, Rampur, which has been brought on record as Annexure-3, is quite disturbing to note, as it alleges complaint against one community of the society and discrimination against other member of the society.

The timing of contempt application is, when the State is going through Assembly Election and it seems that the present contempt application is a sponsored litigation so as to affect the communal harmony of the State keeping in mind the State Elections.

This Court finds that no case of indulgence is made out as the Court cannot be a party to such action of any individual which tries to destabilize the communal harmony of the State.

In view of the above, no interference is required. Contempt application is **dismissed**.

Order Date :- 15.2.2022

SK Goswami