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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **CONT.CAS(C) 85/2025 & CM APPL. 9221/2025**

DEVENDRA KUMAR

.....Petitioner

Through: Mr. Nitin K Gupta with Mr. Pranjal Vyas, Mr. Ayush Tripathi, Advocates.

versus

NITESH KUMAR MISHRA

.....Respondent

Through: Mr. Piyush Gupta, CGSC with Mr. Atishay Jain and Mr. Prateek Jain, Advocates.

Mr. Vineet Dhanda, CGSC with Ms. Shweta Shandiliya and Ms. Haridas Medha, Advocates.

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+ **CONT.CAS(C) 87/2025 & CM APPL. 9216/2025**

RITU & ORS.

.....Petitioner

Through: Mr. Nitin K Gupta with Mr. Pranjal Vyas, Mr. Ayush Tripathi, Advocates.

versus

NITESH KUMAR MISHRA

.....Respondent

Through: Mr. Piyush Gupta, CGSC with Mr. Atishay Jain and Mr. Prateek Jain, Advocates.

Mr. Vineet Dhanda, CGSC with Ms. Shweta Shandiliya and Ms. Haridas Medha, Advocates.

85

+ **CONT.CAS(C) 125/2025 & CM APPL. 9219/2025**

SACHIN

.....Petitioner

Through: Mr. Nitin K Gupta with Mr. Pranjal Vyas, Mr. Ayush Tripathi, Advocates.

versus

NITESH KUMAR MISHRA

.....Respondent

Through: Mr. Piyush Gupta, CGSC with Mr. Atishay Jain and Mr. Prateek Jain,



Advocates.

Mr. Vineet Dhanda, CGSC with Ms. Shweta Shandiliya and Ms. Haridas Medha, Advocates.

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CONT.CAS(C) 126/2025 & CM APPL. 9215/2025

VINAY MALIK & ORS.

.....Petitioner

Through: Mr. Nitin K Gupta with Mr. Pranjal Vyas, Mr. Ayush Tripathi, Advocates.

versus

NITESH KUMAR MISHRA

.....Respondent

Through: Mr. Piyush Gupta, CGSC with Mr. Atishay Jain and Mr. Prateek Jain, Advocates.

Mr. Vineet Dhanda, CGSC with Ms. Shweta Shandiliya and Ms. Haridas Medha, Advocates.

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CONT.CAS(C) 127/2025 & CM APPL. 9214/2025

SHALU

.....Petitioner

Through: Mr. Nitin K Gupta with Mr. Pranjal Vyas, Mr. Ayush Tripathi, Advocates.

versus

NITESH KUMAR MISHRA

.....Respondent

Through: Mr. Piyush Gupta, CGSC with Mr. Atishay Jain and Mr. Prateek Jain, Advocates.

Mr. Vineet Dhanda, CGSC with Ms. Shweta Shandiliya and Ms. Haridas Medha, Advocates.

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+ **CONT.CAS(C) 128/2025 & CM APPL. 9224/2025**

RAGHAV

.....Petitioner

Through: Mr. Nitin K Gupta with Mr. Pranjal Vyas, Mr. Ayush Tripathi, Advocates.

versus

NITESH KUMAR MISHRA

.....Respondent

Through: Mr. Piyush Gupta, CGSC with Mr. Atishay Jain and Mr. Prateek Jain, Advocates.
Mr. Vineet Dhanda, CGSC with Ms. Shweta Shandiliya and Ms. Haridas Medha, Advocates.

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+ **CONT.CAS(C) 129/2025 & CM APPL. 9217/2025**

MAHAK

.....Petitioner

Through: Mr. Nitin K Gupta with Mr. Pranjal Vyas, Mr. Ayush Tripathi, Advocates.

versus

NITESH KUMAR MISHRA

.....Respondent

Through: Mr. Piyush Gupta, CGSC with Mr. Atishay Jain and Mr. Prateek Jain, Advocates.
Mr. Vineet Dhanda, CGSC with Ms. Shweta Shandiliya and Ms. Haridas Medha, Advocates.

CORAM:

HON'BLE MR. JUSTICE MANOJ JAIN

ORDER

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14.02.2025

1. These petitioners had earlier also filed contempt petitions.
2. Two contempt petitions bearing no. CONT CAS (C) No. 85/2025 and CONT. CAS (C) No. 87/2025 had previously been taken up on 23.01.2025 and the rest were taken up on 29.01.2025



3. All the petitioners seek revival of their contempt petitions and seek initiation of contempt against respondent.
4. While disposing of such petitions, on the basis of the submission made by the respondents, the petitioners had been directed to report to their Head Office on a specified date with direction that if they complete the procedural formalities, further needful would be done.
5. The petitioners had been, admittedly, issued appointment letters but according to them, these were paper formalities as they were not assigned any work and were not issued any place of posting either.
6. The contempt petitions filed by *Davinder Kumar and Ritu and Ors.* were again taken up on 10.02.2025 as they had contended that despite the above said direction, they had not been given any posting order. After hearing the respondent, further directions were passed as respondent, without prejudice to their rights and contentions, had submitted that they would issue requisite posting order within a period of two days.
7. The grievance of all the petitioners is to the effect that there is no *posting order* issued to them and, therefore, it is prayed that all these contempt petitions should be revived and appropriate action should be taken against the contemnor.
8. Learned counsel for respondent appears on advance notice and reiterates that there was never any intention to defy the orders of the Court.
9. *Fact remains, despite there being specific directions, the petitioners were not issued any posting order and to that extent, it seems that the*



grievance raised by the petitioner is not without any merit or substance.

10. However at the same time, this Court cannot be ignorant about an important revelation made by the learned counsel for the respondent. He submits that the appointment letters with respect to the all the petitioners herein have already been cancelled vide order dated 13.02.2025. He submits that these have also been transmitted to the petitioners by *speed post*. It is baffling to understand as to why these communications were not sent to petitioner through e-mail, when the respondents already had their e-mail IDs.

11. Be that as it may, copies of all the letters cancelling such appointment letters have been brought today.

12. These have been shown to the Court.

13. Learned counsel for the petitioners submits that petitioners are not aware about any such development and at his request, the copies of such orders have been handed over to him, during the course of the hearing.

14. Learned counsel for the petitioner submits that the petitioner would take appropriate action by challenging such cancellation by filing substantive petition.

15. In view of the abovesaid development and since the appointments have already been cancelled, unfortunately, this Court is in no position to come to the rescue of the petitioner.

16. Resultantly, all these applications are disposed of while giving liberty to the petitioners to take recourse to appropriate action, as permissible under



law.

17. The applications stand disposed of.

MANOJ JAIN, J

FEBRUARY 14, 2025/sw