S. No. 28

HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU

CCP(S) No. 319/2025

Mohd Iqbal Kelu & Ors …..Petitioner(s)

Through: Mr. O S Bandral, Advocate

Santosh D Vaidya & Ors ….. Respondent(s)

Through: Mr. Adarsh Bhagat, GA

Coram: HON'BLE MR. JUSTICE WASIM SADIQ NARGAL, JUDGE

ORDER
(17.11.2026)

01. The instant contempt petition arises out of an order/judgment dated 31.05.2025 passed by this Court in WP(C) No. 1390/2025 by virtue of which the writ petition preferred by the petitioners was disposed of in the following manner:

> *"In view of the pleadings and submissions made at the Bar, this petition is disposed of at this stage with a direction to the respondents to consider the case of the petitioners in the light of the aforesaid judgment, provided the same is applicable to them. Petitioners are directed to furnish paper book of their case along with a copy of this order to the respondents, for their consideration and disposal. The respondents shall pass a speaking order within a period of eight weeks from the date a copy of this order is made available to them."*

02. Since the aforesaid order has not been complied with within the period granted by this Court, the instant contempt petition has been preferred in which notice was issued on 22.09.2025. The record reveals that the respondents have now filed fresh compliance report on 09.11.2026, a perusal whereof reveals that the direction passed by the learned Writ Court stands complied with and a detailed speaking order has been passed by virtue of which the claim of the petitioners has been accorded due consideration, which has also been placed on record along with the compliance report.

03. From a bare perusal of the consideration Order No. 20-HDC of 2026 dated 12.09.2026 accompanying the said compliance report, it is apparent that the claim of the petitioners was examined on merits in compliance to the direction passed by this Court mentioned supra and the claim for the entire arrears, as projected by the petitioners, stood rejected for the reasons recorded in the aforesaid consideration order.

04. I have heard learned counsel for the petitioners as well as learned counsel for the respondents.

05. Since the direction passed by the learned Writ Court was only to the extent of according due consideration to the case of the petitioners in light of the judgment dated 31.05.2025 passed by the learned Writ Court in WP(C) No. 1390/2025, subject to its applicability to their case, and the said aspect has been dealt with by the respondents while passing a detailed consideration order, whereby the claim of the petitioners stood rejected, therefore no contempt is made out as the directions passed by this Court stand complied with.

06. Accordingly, ***the proceedings in the contempt petition are closed.*** Rule, if any, stand ***discharged.*** However, dismissal of the instant contempt petition shall not come in the way of the petitioners to agitate their cause afresh challenging the aforesaid consideration order by way of appropriate proceeding, if so advised.

07. Learned counsel for the respondents is directed to provide additional copy of the detailed consideration order to the learned counsel for the petitioners so as to enable him to work out the appropriate remedy in accordance with law.

08. Contempt petition stands ***disposed of***.

(WASIM SADIQ NARGAL)
JUDGE

JAMMU
17.11.2026
Vijay

Vijay Kumar
2026.11.19 10:13
I attest to the accuracy and
integrity of this document