2026:AHC:212009

HIGH COURT OF JUDICATURE AT ALLAHABAD

CONTEMPT APPLICATION (CIVIL) No. - 7119 of 2026

Rajesh Kumar

.....Applicant(s)

Versus

Mr. K. Ravindra Nayak Principal Secretary, Civil Secreterate

.....Opposite Party(s)

Counsel for Applicant(s) : Ram Sheel Sharma
Counsel for Opposite Party(s) :

Court No. - 7

HON'BLE PIYUSH AGRAWAL, J.

Heard learned counsel for the applicant(s).

Vide order dated 4.02.2026 passed in Writ C No. 2671 of 2026 filed by the applicant(s), the writ Court directed as under:

" 5. In view of the aforesaid facts, this writ petition stands disposed of with a direction upon the respondent no. 2 to decide pending second appeal, filed by the petitioner, within a period of three months, from the date of presentation of a certified copy of this order, in accordance with the law laid down by the Hon'ble Apex Court in the case of Kumari Madhuri Patil (supra) and the Government Order, dated 05.01.1996.

6. It is made clear that this Court has not expressed any opinion on the merits of the case and all issues are left open to be considered by the authority competent, at the first instance. "

Learned counsel for the applicant(s) submits that a certified copy of the aforesaid order was submitted for compliance before the opposite party(s), but the opposite party(s) has willfully not complied with the order and, thus, has committed civil contempt liable for punishment under Section 12 of the Contempt of Courts Act, 1971.

Prima facie, a case of contempt has been made out for punishing the opposite party(s) for willful disobedience of the writ Court order.

However, considering the facts and circumstances of the case, one more opportunity is accorded to the opposite party(s) to comply with the aforesaid order of the writ Court in its letter and spirit within **three months** from the date of production of a copy of this order.

The applicant(s) shall supply a duly stamped registered envelope addressed to the opposite party(s) and another self-addressed stamped envelope to the office within one week from today. The office shall send a copy of this order along with the self-addressed envelope of the applicant(s) with a copy of contempt application to the opposite party(s) within one week thereafter and keep a record thereof.

The opposite party(s) shall comply with the directions of the writ Court and intimate the applicant(s) of the order through the self-addressed envelop within a week thereafter.

With the aforesaid observations, this application is disposed of at this stage with liberty to the applicant(s) to move a fresh application, if the order is not complied with by the opposite party(s) within the stipulated time as aforementioned.

(Piyush Agrawal,J.)

October 9, 2026
Rahul Dwivedi/-

Digitally signed by :-
RAHUL DWIVEDI
High Court of Judicature at Allahabad