2026:AHC:209633

HIGH COURT OF JUDICATURE AT ALLAHABAD

CONTEMPT APPLICATION (CIVIL) No. - 7050 of 2026

M/S Milan Construction Works And Another

.....Applicant(s)

Versus

Pradip Kumar Verma, Superintendent Engineer

.....Opposite Party(s)

Counsel for Applicant(s) : Anand Kumar Pandey
Counsel for Opposite Party(s) :

Court No. - 7

HON'BLE PIYUSH AGRAWAL, J.

Heard learned counsel for the applicant(s).

Vide order dated 24.07.2026 passed in Writ C No. 27148/2026 filed by the applicant(s), the writ Court directed as under:

> *"1. Heard Sri Anand Kumar Pandey, learned counsel for the petitioner and Sri Chetan Chatterjee, learned counsel for the respondent no. 6.*
>
> *2. Learned counsel for the parties agree that the present writ petition may be disposed of in terms of the order dated 25.02.2026 passed in Writ-C No. 7832 of 2026, which is reproduced below:-*
>
> > *"Order on Order Sheet*
> >
> > *Counsel for the petitioners is permitted to implead Superintendent Engineer, Electricity Distribution Division, Ballia as respondent no. 6 in the array of parties during the Course of the day.*
> >
> > *Order on Writ Petition*
> >
> > *1. Heard learned counsel for the petitioners, learned Standing Counsel for the State-respondents and Sri Chetan Chatterjee, learned counsel for the respondent no.2 to 5.*
> >
> > *2. The grievance of the petitioners is that the*

> *respondent-authority has failed to release the pending amounts in respect of the work duly completed by the petitioners pursuant to Tender No. 05/VIKAMA/2016-2017. In this regard, the petitioners have submitted several representations to the respondent-authority; however, no heed has been paid to the said representations.*
>
> *3. Learned Standing Counsel submits that no useful purpose would be served in keeping the writ petition pending and appropriate direction may be issued to the respondent no.6 to consider the grievance of the petitioners.*
>
> *4. Considering the facts and circumstances of the case and without adverting into the merits of the case, the writ petition is disposed off permitting the petitioners to file a fresh representation along with certified copy of this order raising all their grievances before the newly impleaded respondent no.6-Superintendent Engineer, Electricity Distribution Division, Ballia within a period of one month from today. In case, any such representation is filed by the petitioners, the respondent no.6 shall consider and decide the same in accordance with law within a period of one month thereafter from the date he receives the representation of the petitioners."*
>
> *3. Sri Chetan Chatterjee, learned counsel for the respondents does not dispute the above.*
>
> *4. In view of the above, the writ petition is disposed of in terms of the above order. "*

Learned counsel for the applicant(s) submits that a certified copy of the aforesaid order was submitted for compliance before the opposite party(s) on 08.08.2026, 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.

October 7, 2026
Abhishek Gupta

(Piyush Agrawal,J.)

Digitally signed by :-
ABHISHEK GUPTA
High Court of Judicature at Allahabad