2026:AHC:209570

HIGH COURT OF JUDICATURE AT ALLAHABAD

CONTEMPT APPLICATION (CIVIL) No. - 7091 of 2026

Yogendra Kumar Pathak

.....Applicant(s)

Versus

Sri Manoj Mishra, District Inspector Of Schools

.....Opposite Party(s)

Counsel for Applicant(s) : Lavkush Singh, Saurabh Tripathi
Counsel for Opposite Party(s) : Sr. Advocate

Court No. - 7

HON'BLE PIYUSH AGRAWAL, J.

Heard learned counsel for the applicant(s).

Vide interim order dated 15.7.2026 passed in Writ A No. 10092/2026 filed by the applicant(s), the writ Court directed as under:

"3. Learned Senior Counsel for the petitioner further submits that though the institution is still taking work from the petitioner, but after passing of the impugned order his salary has been stopped; and he undertakes that if the salary is paid to the petitioner, the same may be made subject to the outcome of the present writ petition.

4. In view of the aforesaid, the matter requires consideration.

5. Respondents are granted four weeks' time to file counter affidavit. Rejoinder affidavit, if any, may be filed by the petitioner within two weeks thereafter.

6. List thereafter.

7. Until further orders of this Court, the petitioner's salary may be disbursed, subject to the aforesaid undertaking. "

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 **two 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 7, 2026
Rahul Dwivedi/-

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