2026:AHC:210723

HIGH COURT OF JUDICATURE AT ALLAHABAD

CONTEMPT APPLICATION (CIVIL) No. - 7105 of 2026

Prem Kumar

.....Applicant(s)

Versus

Shri Raj Kumar Pandey

.....Opposite Party(s)

Counsel for Applicant(s) : Agni Pal Singh, Pratima Singh
Counsel for Opposite Party(s) :

Court No. - 7

HON'BLE PIYUSH AGRAWAL, J.

Heard learned counsel for the applicant(s).

Vide order dated 06.02.2026 passed in Writ B No. 27671/2015 filed by the applicant(s), the writ Court directed as under:

" The writ petition stands allowed. The trial court/Sub Divisional Magistrate, Akbrarpur, District Kanpur Dehat is directed to register the suit on its original number and decide the same, after framing issues, considering the evidence adduced by the parties as well as permit the parties to adduce further evidence if any, as expeditiously as possible, preferably within a period of 6 months from the date of production of the certified copy of the order, in accordance with law. It is further directed that the amount deposited by the petitioner before the Board of Revenue under the interim order of this Court, shall be subject to the final adjudication of the dispute by the trial court. In view of the earlier interim order passed by this Court in the instant petition which continued for about 11 years, it is also directed that till the disposal of the suit by the trial court, the parties are directed to maintain status quo with respect to nature and possession of the plot in question."

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 09.03.2026, 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.

(Piyush Agrawal,J.)

October 8, 2026
Amit Mishra

Digitally signed by :-
AMIT KUMAR MISHRA
High Court of Judicature at Allahabad