



\$~96 to 213, 80, 81 & 58

*** IN THE HIGH COURT OF DELHI AT NEW DELHI**

- (96) +CONT.CAS(C) 1287/2016
(97) +CONT.CAS(C) 11/2017 & CM APPL. 34436/2021, CM APPL. 34437/2021, CM APPL. 34438/2021, CM APPL. 9718/2022, CM APPL. 55391/2023, CM APPL. 55897/2024
(98) +CONT.CAS(C) 277/2017
(99) +CONT.CAS(C) 485/2017 & CM APPL. 51220/2019
(100) +CONT.CAS(C) 712/2017
(101)+ CONT.CAS(C) 714/2019
(102)+ CONT.CAS(C) 112/2021
(103)+ CONT.CAS(C) 193/2021 & CM APPL. 58285/2023
(104)+ CONT.CAS(C) 850/2023 & CM APPL. 32821/2023
(105) +CONT.CAS(C) 198/2021 & CM APPL. 42830/2023 & 22087/2024
(106)+CONT.CAS(C) 1201/2022 & CM APPL. 55796/2022 8656/2023, 54449/2023 & 22088/2024
(107)+ CONT.CAS(C) 21/2022 & CM APPL. 24572-73/2022, 36859/2024
(108)+ CONT.CAS(C) 765/2022 & CM APPL. 12359/2023, 46681/2023, 60693/2023, 15057/2024
(109)+CONT.CAS(C) 1050/2023 & CM APPL. 49063/2023, 34007/2024
(110)+ CONT. CAS(C) 1397/2023 & CM APPL. 28839/2024 & 34365/2024
(111)+CONT.CAS(C) 615/2023 & CM APPL. 54735/2023 & 22089/2024
(112)+CONT.CAS(C) 770/2024 & CM APPL. 37916/2024
(113)+ CONT.CAS(C) 595/2021 & CM APPL. 54726/2023
(114)+ CONT.CAS(C) 787/2021
(115)+ CONT.CAS(C) 788/2021
(116)+ CONT.CAS(C) 861/2021
(117)+ CONT.CAS(C) 862/2021
(118)+ CONT.CAS(C) 951/2021 & CM APPL. 9084/2022
(119)+ CONT.CAS(C) 16/2022 & CM APPL. 24574/2022, 24575/2022, 24584/2022 & 24585/2022
(120)+ CONT.CAS(C) 403/2022
(121)+ CONT.CAS(C) 405/2022
(122)+ CONT.CAS(C) 18/2022 & CM APPL. 24576/2022, 24577/2022 & 53037/2022
(123) + CONT.CAS(C) 19/2022 & CM APPL. 24578/2022, CM APPL. 24579/2022

CONT.CAS(C) 1287/2016 & connected matters

1



(124)+ CONT.CAS(C) 22/2022 & CM APPL. 24582-83/2022
(125)+ CONT.CAS(C) 20/2022 & CM APPL. 23784-85/2022
(126)+ CONT.CAS(C) 28/2022
(127)+ CONT.CAS(C) 29/2022
(128)+ CONT.CAS(C) 32/2022
(129)+ CONT.CAS(C) 40/2022 & CM APPL. 24580-81/2022
(130)+ CONT.CAS(C) 42/2022
(131)+ CONT.CAS(C) 43/2022 & CM APPL. 19070/2022 & 53812/2022
(132)+ CONT.CAS(C) 50/2022
(133)+ CONT.CAS(C) 63/2022 & CM APPL. 19082/2022 &
24568/2022, 43194/2024
(134)+ CONT.CAS(C) 131/2022 & CM APPL. 20843/2023
CM APPL. 24042/2023, CM APPL. 31021/2023, CM APPL. 61987/2023
CM APPL. 45959/2024, CM APPL. 48215/2024
(135)+ CONT.CAS(C) 1066/2022 & CM APPL. 22832/2023
(136)+ CONT.CAS(C) 1072/2022
(137)+ CONT.CAS(C) 1096/2022
(138)+ CONT.CAS(C) 1103/2022 & CM APPL. 16927/2023
(139)+ CONT.CAS(C) 1120/2022
(140)+ CONT.CAS(C) 1147/2022
(141)+ CONT.CAS(C) 1163/2022
(142)+CONT.CAS(C) 1188/2022 & CM APPL. 56020/2022
(143)+CONT.CAS(C) 1200/2022 & CM APPL. 47700/2022 &
56205/2022
(144)+CONT.CAS(C) 1235/2022
(145)+CONT.CAS(C) 1236/2022 & CM APPL. 55799/2022&
8342/2023
(146)+CONT.CAS(C) 1242/2022 & CM APPL. 56206/2022
(147)+CONT.CAS(C) 1255/2022 & CM APPL. 55797/2022 &
8343/2023
(148)+CONT.CAS(C) 1256/2022
(149)+CONT.CAS(C) 1259/2022
(150)+CONT.CAS(C) 1281/2022 & CM APPL. 55798/2022 &
8605/2023
(151)+ CONT.CAS(C) 132/2022
(152)+CONT.CAS(C) 1349/2022 & CM APPL. 53388/2022
(153)+CONT.CAS(C) 1373/2022 & CM APPL. 54293/2022, 42990/2023 &
42991/2023

CONT.CAS(C) 1287/2016 & connected matters

2



- (154)+ CONT.CAS(C) 138/2022 & CM APPL. 24570/2022
(155)+ CONT.CAS(C) 139/2022
(156)+ CONT.CAS(C) 145/2022
(157)+ CONT.CAS(C) 151/2022 & CM APPL. 24711/2022
(158)+ CONT.CAS(C) 161/2022 & CM APPL. 24712/2022
(159)+ CONT.CAS(C) 185/2022
(160)+ CONT.CAS(C) 197/2022 & CM APPL. 22957/2022
(161)+ CONT.CAS(C) 222/2022
(162)+ CONT.CAS(C) 328/2022
(163)+ CONT.CAS(C) 347/2022
(164)+ CONT.CAS(C) 348/2022
(165)+ CONT.CAS(C) 423/2022
(166)+ CONT.CAS(C) 558/2022 & CM APPL. 30911/2023,
42828/2023, 42829/2023, 58735/2023 & 58736/2023
(167)+ CONT.CAS(C) 568/2022 & CM APPL. 42832-33/2023, CM APPL.
68608/2024
(168)+ CONT.CAS(C) 569/2022
(169)+ CONT.CAS(C) 574/2022 & CM APPL. 30882/2023
(170)+ CONT.CAS(C) 587/2022
(171)+ CONT.CAS(C) 591/2022 & CM APPL. 42826/2023,
42827/2023 & 55995/2023
(172)+ CONT.CAS(C) 636/2022 & CM APPL. 32282/2022
(173)+ CONT.CAS(C) 766/2022
(174)+ CONT.CAS(C) 774/2022
(175)+ CONT.CAS(C) 776/2022
(176)+ CONT.CAS(C) 778/2022 & CM APPL. 32807/2022
(177)+CONT.CAS(C) 835/2022 & CM APPL. 53810/2023
(178)+CONT.CAS(C) 1018/2023
(179)+CONT.CAS(C) 1019/2023
(180)+CONT.CAS(C) 115/2023
(181)+CONT.CAS(C) 1160/2023
(182)+CONT.CAS(C) 1168/2023
(183)+CONT.CAS(C) 1199/2023
(184)+CONT.CAS(C) 1238/2023
(185)+CONT.CAS(C) 156/2023
(186)+CONT.CAS(C) 1719/2023
(187)+CONT.CAS(C) 1720/2023
(188)+CONT. CAS(C) 1839/2023

CONT.CAS(C) 1287/2016 & connected matters

3



(189)+CONT. CAS(C) 250/2023 & CM APPL. 54849/2023
(190)+CONT.CAS(C) 32/2023
(191)+CONT.CAS(C) 342/2023
(192)+CONT.CAS(C) 367/2023
(193)+CONT.CAS(C) 410/2023
(194)+CONT.CAS(C) 411/2023
(195)+CONT.CAS(C) 420/2023
(196)+CONT.CAS(C) 447/2023
(197)+CONT.CAS(C) 477/2023
(198)+CONT.CAS(C) 478/2023
(199)+CONT.CAS(C) 479/2023
(200)+CONT.CAS(C) 481/2023
(201)+CONT.CAS(C) 482/2023
(202)+CONT.CAS(C) 580/2023
(203)+CONT.CAS(C) 617/2023 & CM APPL. 24004/2023
(204)+CONT.CAS(C) 623/2023
(205)+CONT.CAS(C) 686/2023 & CM APPL. 26486/2023, 55558/2023
(206)+ CONT.CAS(C) 690/2023 & CM APPL. 53833/2023
(207)+ CONT.CAS(C) 788/2023 & CM APPL. 30758/2023
(208)+CONT.CAS(C) 791/2023
(209)+CONT.CAS(C) 792/2023 & CM APPL. 30833/2023
(210)+CONT.CAS(C) 495/2023 & CM APPL. 60579/2023
(211)+CONT.CAS(C) 855/2023
(212)+CONT.CAS(C) 1764/2023 & CM APPL. 61798/2023
(213)+CONT.CAS(C) 1777/2023 & CM APPL. 62126/2023
(80)+CONT.CAS(C) 1503/2024
(81)+CONT.CAS(C) 1676/2024
(58)+CONT.CAS(C) 20/2024

Memo of Appearance

For the petitioners:

Mr. Nikhilesh Kumar, Adv. in item nos.101, 105, 110, 116, 117, 126, 127, 128, 130, 132, 141, 153, 163, 164, 166, 167, 171, 173 to 176, 183, 189, 197 to 201, 205, 207, 209, 210, 213 & 213.

Mr. Parminder Singh Goindi, Advocate in item nos. 134, 58, 151, 155, 160, 161, 191 and 196.

Mr. Atul Kumar and Abhimanyu Sharma, Advs. in Item no. 102, 104, 120, 121, 165, 211



Ms. Sonali Arora, Adv. in Item no.185

Mr.Chetan Anand, Mr.Akash Srivastva & Mr. Maitray Rathi, Advs. in Item Nos. 97, 98, 181,182, 188 & 206

Ms. Sumeet Kaur, Adv. in item nos.96, 99, 193 & 152

Mr. Kartik Malhotra, Advocate for Petitioner in Item Nos. 157, 158, 168, 203

Mr. J. S. Bedi, Mr. Kuljeet Singh Sachdeva & Mr. Ankit Yadav, Advs. in item nos.58, 80, 81, 100, 198, 106 to 109, 111 to 115, 118, 119, 122 to 125, 129, 131, 133, 135 to 140, 142 to 150, 154, 162, 170, 172, 178 to 180, 184, 186, 187, 190, 192, 194, 195, 202, 204 & 208.

For the respondents/contemnor

Mr. Jaspreet Singh Rai and Mr. Devinder Singh, Advs.for R-6, R-7 & R-9 in Item no.134

Mr.Tanmaya Mehta and Ms.Anunaya Mehta, Advocates for R-3 and R-5.

Mr.Himanshu Gupta and Ms. Latika Choudhury, Advs. for respondent-DOE in item nos. 96 to 213

Mrs. Avnish Ahlawat, SC with Mr. N.K. Singh, Ms. Laavanya Kaushik, Ms. Aliza Alam, Mr. Mohnish Sehrawat and Mr. Amitoj Chaddha, Advs. for GNCTD in Item nos. 80, 108, 113, 116, 118, 143, 154, 159, 102, 166, 167, 171, 179, 189, 192 & 205.

Mr. I. S. Alag, Sr. Adv. & Mr. Kirti Uppal, Sr. Adv. with Ms. Avneet Kaur, Mr. Abhinash K. Mishra, Mr. Gaurav Kr. Pandey, Advs. with Mr. H.S. Kalka, President, Mr. Jagdeep Singh Kahlon and Mr. Hardeep Singh, for respondent school in Item nos.80, 81, 96 to 213 & 134.

Mr. Naushad Ahmed Khan, Adv. for DOE in item nos.140, 212, 186, 188, 190 & 204.

Mr. Yeeshu Jain, ASC with Mr.Hitanshu Mishra, Adv. for DOE in item nos.110, 111, 112 & 134.

Mr. Gaurav Dhingra, Adv. for DOE in item nos.114, 124, 129, 133, 134, 144, 145 & 146.

Mr. Devinder Singh, Adv. for R-6 to R-9

CORAM:

HON'BLE MR. JUSTICE MANOJ JAIN

ORDER

% **25.11.2024**

1. There are 118 connected matters and Cont. Cas (C) 131/2022 is being taken up as a *lead case*.



2. In the abovesaid lead case, an application under Section 151 CPC has been moved which is registered as CM APPL.45959/2024.
3. According to petitioners, Delhi Sikh Gurudwara Management Committee (DSGMC) has yet not implemented the directions given by the Coordinate Bench of this Court passed in W.P.(C) 3746/2020 *vide* order dated 16.11.2020 and the benefit related to salary and arrears in terms of recommendations given by 7th Central Pay Commission have not yet been given to all concerned.
4. It is submitted that even with respect to 6th CPC, various allowances are yet to be updated and, therefore, strict action needs to be taken against the contemnors.
5. By virtue of the abovesaid application, it has been informed by the petitioners that DSGMC owns around 292 acre of land in Bigar, District Fatehabad, Haryana. Out of this land area, only 4 acres is occupied cumulatively by a Gurudwara, a College and a School and remaining 288 acres can always be utilized for clearing the dues in question.
6. It is also mentioned in the application that the respondent-Committee also owns 15 acres of land at Village Seelampur and Village Ziauddinpur-Illaqa, Shahdara and there is some surplus land in the abovesaid total land of 15 acres which can also be utilized for meeting the dues in question.
7. During the course of arguments, it is mentioned that 10 acres of such land is available.
8. Let reply to the abovesaid application be filed by DSGMC as well as by *Guru Harkishan Public School Society*.



9. In order to ensure that there is no further unnecessary wastage of time, the other respondents are also at liberty to file reply, if not already filed.
10. Let reply be filed within four weeks from today with advance copy to opposite side. Let rejoinder, if any, be also filed within further two weeks.
11. The order dated 02.06.2022 would reflect that on the basis of the details submitted by the contemnors/respondents, this Court had directed for filing amended memo of parties impleading the persons mentioned in the table extracted in the order. It was also directed that on taking steps, notice be issued to abovesaid persons as well.
12. Such table as extracted in order dated 02.06.2022 mentions the names of the concerned President/ Chairman and General Secretary/Vice Chairman of the Management Committee during the relevant period starting from 11.12.2005 till 31.05.2020.
13. All the abovesaid persons have already been served and are duly represented as well.
14. This Court has also seen order dated 26.02.2024 passed in the present batch whereby the respondents Mr. Harmeet Singh Kalka, President and Mr. Jagdeep Singh Kahlon, General Secretary of DSGMC have already been held guilty. Indubitably, there are also simultaneous directions to those persons, who were impleaded in terms of order dated 02.06.2022, to file affidavits to show cause as to why they should also not be held guilty, for having committed contempt of Court.
15. Pursuant to the abovesaid direction, *Show Cause Notices* have already been issued and duly served.
16. Let reply affidavits by them to the abovesaid *Show Cause Notices*, if not already filed, be filed within four weeks from today.



17. It has been brought to the notice of this Court that in terms of the directions passed by this Court, *forensic audit* has already been done and the report has already been filed and copy thereof has also been received by the respondents.

18. Registry shall ensure that the copies thereof are also supplied to the petitioners and other respondents as well, including the newly impleaded ones.

19. Let objection, if any, to the abovesaid forensic report be submitted by all concerned within four weeks from today.

20. As per the last order, there was a direction to issue bailable warrants against respondent no.4 in a sum of Rs.25,000/- on filing of process fee. It is noticed that the process could not be issued for want of taking requisite steps as the process fee was not filed.

21. Since the direction is regarding issuance of bailable warrants, there is no requirement on the part of the petitioner to file any process and Registry is directed to issue bailable warrants to the concerned SHO with the direction to respondent no.4 to appear in person before this Court on the next date of hearing.

22. Renotify on 20.01.2025 at 3:30 p.m.

MANOJ JAIN, J

NOVEMBER 25, 2024/ns