

*Durma Devi vs. H.P. State Forest Development Corporation Ltd. and others*

**Execution Petition No. 274 of 2023**

08.11.2023 Present: Mr. Parav Sharma, Advocate for the petitioner.

Mr. D.S. Kainthla, Advocate, for the respondents.

Learned Counsel for the petitioner submits that the order passed by learned Tribunal till date has not been complied with by the respondents in letter and spirit as the petitioner has been conferred regularization from the year 2023 whereas the incumbent who was also conferred daily wage status on the basis of a judgment in her favour w.e.f. 01.04.2009, was regularized immediately upon completion of seven years of service on daily wage basis.

Learned Counsel for the respondent-Corporation submits that though there is no dispute as far as the facts narrated by learned Counsel for the petitioner are concerned but as there are persons whose seniority will be affected, therefore, the petitioner cannot be granted seniority as was granted to the other incumbent, namely Smt. Devku Devi.

This Court fails to understand as to how the implementation of an order/judgment passed by the Court can be stalled by the judgment debtors on the pretext that the same will have some effect on a third party. If someone is aggrieved by the implementation of the order, then, it is for the aggrieved party to knock the doors of justice and the judgment debtors cannot be

permitted to delay the execution of the order or the judgment in issue in letter and spirit.

Learned Counsel for the petitioner submits that hearing of the case be deferred by three weeks so that he can also file contempt petition against the respondents for willful disobedience of the order passed by the Court. Ordered accordingly.

List on 08.12.2023.

**(Ajay Mohan Goel)**  
**Judge**

November 08, 2023  
*(narendar)*