

Nirmal Kumar v. Sushil Kumar Thakur and Ors.

COPC No. 832 of 2024

07.1.2025 Present: Mr. Nand Lal Thakur and Mr. Happy Thakur, Advocates, for the petitioner.
Mr. Rangil Singh, Advocate, for respondent No.1.
Mr. Rajan Kahol, Mr. Vishal Panwar and Mr. B.C. Verma, Additional Advocates General with Mr. Ravi Chauhan, Deputy Advocate General, for respondents No. 2 & 3.

Though by way of filing reply, an attempt has been made to defeat the mandate contained in judgment dated 9.8.2024, passed by the coordinate Bench of this Court in CWP No. 4640 of 2023, whereby specific direction came to be issued to the respondents to refund the amount of recovery, if any, effected on 3.8.2024, on the ground that respondent-State has filed Letters Patent Appeal, laying therein challenge to the afore judgment, but mere filing of LPA cannot be a ground for the respondents for not complying with the mandate contained in the judgment alleged to have been violated. Till the time, judgment alleged to have been violated is not stayed or modified, respondents are under obligation to implement the same.

Faced with aforesaid situation, learned Additional Advocate General prays for and is granted four weeks' time to ensure compliance, failing which this Court shall have no option, but to initiate contempt proceedings against the respondents. List on 19.3.2025.

January 07, 2025
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**(Sandeep Sharma),
Judge**