

**IN THE HIGH COURT OF JAMMU & KASHMIR AND LADAKH  
AT SRINAGAR**

CCP(S) 541/2022 in[WP(C) 2457/2021] CM(7670/2024) c/w  
CCP 35/2025

**MANZOOR AHMAD LONE** ...Petitioner(s)/Appellant(s).

Through: Mr. S. R. Hussain, Adv.

**Vs.**

**ASHOK KUMAR PARMAR** ...Respondent(s).  
**AND ORS. (IRRIGATION AND  
FLOOD CONTROL)**

Through: Mr. Jehangir Dar, GA

**CORAM:**

**HON'BLE MR. JUSTICE MOHD YOUSUF WANI, JUDGE**

**ORDER**

07.02.2026

**CCP(S) 541/2022 and CCP 35/2025**

The respondents/contemnors have already filed their reply to the show cause notice issued to them pursuant to the framing of the ROB KAR bearing CCP No. 35/2025. As per their reply they have inter alia submitted that out of the works executed by the petitioner, some works were without completion of codal formalities.

The payment cannot be denied to the petitioner for want of codal formalities. It was again the obligation of the respondents/contemnors and not of the petitioner/contractor to get the requisite codal formalities done before allowing the execution of the work. The basic judgment sought to be implemented was passed way back on 21.07.2022 and since

then, the respondents/contemnors appear to have grossly slept over the matter. As per the spirit of the judgment dated 21.07.2022, the respondents/contemnors are required to pay the entire balance amount to the petitioner which is found due to him on execution of the works mentioned in the basic writ petition notwithstanding the fact that any of the works was executed without completion of codal formalities as hereinbefore mentioned as the same was the official obligation of the respondents and not of the petitioner.

The petitioner is still waiting for the payment due to him on account of the execution of the works during the years 2014 to 2020. Upon the failure of the respondents to make him the due payment under law, he was constrained to approach this court through the writ petition bearing WP (C) No. 2457/2021 which came to be disposed of on 21.07.2022 with the direction to the respondents and in particular the Executive Engineer, Irrigation Division, Shopian that they shall verify the claims submitted by the petitioner in reference to the official record available in the division/sub-divisions and determine the balance amount, if any, payable to him within a period of four weeks. The balance amount in respect of the executed works was directed to be paid along with the interest @ 6% within a period of four weeks thereafter.

The delaying tactics adopted by the respondents/contemnors, as reflected from their response so far, was construed as willful disobedience of the judgment of

this Court dated 21.07.2022 and the subsequent orders passed from time to time in the contempt petition pursuant to which a ROB KAR CCP No. 35/2025 came to be framed against them. A show cause notice was also issued calling upon them to explain as to why they cannot be punished for willful disobedience of this Court. The said show cause notice has been replied by the respondents on 06.02.2026 however, the reply submitted is again not satisfactory. This court feels left with no alternative but to proceed in accordance with law.

At this stage, it is submitted by the learned counsel for the respondents/contemnors Mr. Jehangir Ah. Dar, learned GA that an opportunity of two weeks may be provided to the respondents/contemnors for complying with the basic judgment dated 21.07.2022 in its letter and spirit. In the interest of justice, the opportunity as sought is granted for compliance of the judgment.

List on 27.02.2026.

**(MOHD YOUSUF WANI)**  
**JUDGE**

**SRINAGAR**  
07.02.2026  
*Sakeena-PS*