

**HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU**

Case: CCP (D) No. 31/2023

M/S Oakland Bottlers Pvt. Ltd

...Petitioner(s)/Appellant(s)

Through: Mr. Manik Bhardwaj, Advocate

V/s

Vikramjeet Singh and Ors.

.... Respondent(s)

Through:

Mr. Ravinder Gupta, AAG

**CORAM: HON'BLE MR. JUSTICE ATUL SREEDHARAN, JUDGE
HON'BLE MR. JUSTICE RAJESH SEKHRI, JUDGE**

**ORDER
21.02.2025**

01. Mr. Arun Manhas, Director Industries and Commerce, Jammu is present through Virtual Mode.

02. Pursuant to the order passed by this court on 21.12.2024, where Mr. Ravinder Gupta, learned Additional Advocate General appearing on behalf of respondent Nos. 1 and 2 has prayed for more time to come with the compliance of the judgment dated 26.04.2022 which is the principal judgment under compliance passed in LPAOW No. 45/2013. This Court by way of a last opportunity, which was made categorical, unambiguous and unequivocal granted six weeks' time to the contemnors to comply with the order dated 26.04.2022, and directed to file a compliance report. Till date the said order has not been complied with.

03. Upon the insistence of this Court earlier in the morning today Mr. Arun Manhas, Director Industries and Commerce has appeared through virtual mode whereas respondent No.1 has not appeared through virtual mode today. Respondent No. 2 informs the Court that they have commenced the process of complying with the order dated 21.12.2024, since yesterday much after the period of six weeks have expired. Specific questions put to Mr. Arun Manhas, Director,

Industries and Commerce, with regard to when did he start complying or what were the steps he had taken since 21.12.2024 to comply with the said order, have drawn a blank. He says he does not have the documents to refer to give his explanation to this Court with regard to the steps taken by his office to comply with the said order.

04. This Court is absolutely shocked at the stand taken by his office. He has appeared before this Court unprepared, unable to give any answer to the questions posed by this Court.

05. Under the circumstances, this court feels absolutely essential that respondent Nos.1 and 2 shall file their affidavit **in their personal capacity** with regard to the steps that they have taken since 21.12.2024 to comply with the said order passed by this Court and also attach such documents to prove their claims with regard to the diligence shown by them. Failing which this Court shall be compelled to take coercive action against both respondent Nos. 1 and 2. The opportunity is being given to the respondent Nos.1 and 2 as it is imperative that they have an opportunity to defend themselves under the Contempt of Courts Act before this court takes any precipitate action against them.

06. List this case on top of the list on 24.02.2025.

07. Learned counsel for the respondent No. 3 submits that he has complied with his part of the directions given. Copy of the compliance report has been handed over to the petitioner in Court. If he has anything to say he will say so on the next date of hearing.

(RAJESH SEKHRI)
JUDGE

(ATUL SREEDHARAN)
JUDGE

Jammu
21.02.2025
AKHILESH