

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

CCP(S) No. 285/2019

Mohd. Shafi and anr.

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

Through: Mr. Sheikh Najeeb, Advocate

Vs

A. K. Mehta Pr. Secy. Finance Department
and anr.

..... Respondent(s)

Through: Ms. Priyanka Bhat, Advocate vice
Mrs. Monika Kohli, Sr. AAG

Coram: HON'BLE MR. JUSTICE JAVED IQBAL WANI, JUDGE

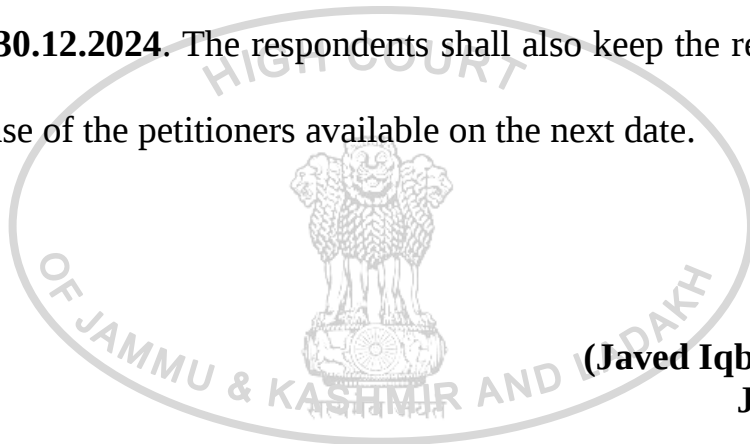
ORDER

10.12.2024

1. The respondents in the instant contempt petition have filed status report accompanied with consideration order dated 01.02.2023 wherein the respondents/contemnors have rejected the claim of the petitioners on the premise that out of 47 petitioners, 37 petitioners have been working as casual labourers/part time workers and 10 petitioners had been working on need basis/part time basis.
2. In view of the aforesaid stand taken by the respondents/contemnors in terms of order dated 09.10.2024 passed by this Court, Registry came to be directed to tag writ record after the counsel for the petitioners disputed the stand of the respondents qua the nomenclature of working of the petitioners.
3. The writ record is tagged and perusal of the writ record in particular the history sheets of the petitioners would reveal that the petitioners have been working as daily rated workers without any interruption in service

having been certified by Executive Engineer Public Health Engineering Doda.

4. In presence of aforesaid factual position obtaining in the matter, the respondents/contemnors seemingly have misrepresented the facts before this Court for which the respondents/contemnors need to be proceeded against, however before proceeding against the respondents/contemnors in this regard, the respondents/contemnors are provided two weeks' last and final opportunity in the interest of justice to report compliance of the order, non compliance of which has been alleged in the instant contempt petition, failing which, the Court shall be compelled to take recourse to the coercive measures.
5. List on **30.12.2024**. The respondents shall also keep the record pertaining to the case of the petitioners available on the next date.



(Javed Iqbal Wani)
Judge

Jammu
10.12.2024
Neha-II