

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

Case:- CCP(S) No. 293/2023 in  
WP(C) No. 485/2023

M/s Tech Build and Associates

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

Through: Mr. Jagpaul Singh, Advocate.

**Vs**

Shailendra Kumar, Commissioner Secretary  
PWD R&B Deptt and others

..... Respondent(s)

Through: Mr. Ravinder Gupta, AAG.

**Coram: HON'BLE MRS. JUSTICE MOKSHA KHAJURIA KAZMI, JUDGE**

**ORDER**  
**(21.11.2024)**

**1.** The instant contempt petition has been filed for alleged non-compliance of order/judgment dated 03.03.2023 passed by this Court in the writ petition bearing WP(C) No. 485/2023. The operative part of the order/judgment is extracted hereunder:

“Keeping in view the prayer made by the petitioner, this petition is disposed of at the threshold by directing the respondents to consider the claim of the petitioner for release of admitted payment/liability withheld by the respondents provided there is no other legal impediment in it, in accordance with law, within a period of eight weeks from the date a copy of this order is made available to the respondents by the petitioner.”

**2.** Statement of facts has not been filed till date.

**3.** Mr. Rajesh Gupta, Chief Engineer, Public Works Department (R&B) is present in person. He undertakes to file statement of facts/compliance report strictly in conformity with the order dated 03.03.2023 within a period of one week.

4. Mr. Ravinder Gupta, learned AAG has stated at the Bar that respondent No. 1 could not appear in person before this Court even not virtually on account of the fact that he had to accompany the Chief Minister at Poonch.

5. Respondent No. 1 has chosen not to appear before this Court, though he was given an option to appear through virtual mode. He has also failed to file any exemption application so as to show his inability to appear before this Court.

6. On the assurance made by respondent No. 2, Mr. Ravinder Gupta, learned AAG is directed to file statement of facts/compliance report strictly in conformity with the order dated 03.03.2023 and to place on record, speaking order, if any, passed by the respondents by or before the next date of hearing, failing which respondent No. 1-Comissioner-cum-Secertary to the Government Public Works Department (R&B) shall appear in person or through virtual mode. Registry is directed to provide the link to respondent No. 1.

7. Presence of respondent No. 2 is dispensed with for the time being.

8. List on 27.11.2024.

(MOKSHA KHAJURIA KAZMI)  
JUDGE

JAMMU  
21.11.2024  
*Shivalee*