

IN THE SUPREME COURT OF INDIA  
CIVIL ORIGINAL JURISDICTION

CONTEMPT PETITION (C) No.109 OF 2016  
IN  
CIVIL APPEAL Nos.9165-9172 of 2010

AMARESH CHANDRA DUBEY

... PETITIONER

Versus

ALOK RANJAN, CHIEF SECRETARY & ANR.

... RESPONDENTS

WITH

MA 1257/2021 in CONMT.PET.(C) No. 570/2016 In C.A. No. 295/2013  
CONMT.PET.(C) No. 831-832/2021 in C.A. No. 311-313/2013  
Diary No(s). 33196/2022 In C.A. No. 6716/2013  
CONMT.PET.(C) No. 225/2016 In C.A. No. 6157/2012  
CONMT.PET.(C) No. 212/2016 In C.A. No. 2151/2012  
CONMT.PET.(C) No. 494/2016 In C.A. No. 7868/2015  
CONMT.PET.(C) No. 493/2016 In C.A. No. 2460/2012  
CONMT.PET.(C) No. 496/2016 In C.A. No. 201/2012  
CONMT.PET.(C) No. 360/2016 In C.A. No. 6716/2013  
CONMT.PET.(C) No. 488/2016 In C.A. No. 7109/2011  
CONMT.PET.(C) No. 516/2016 In C.A. No. 7861-7863/2012  
CONMT.PET.(C) No. 609/2016 In C.A. No. 6398-6403/2012  
CONMT.PET.(C) No. 495/2016 In C.A. No. 7868/2015  
CONMT.PET.(C) No. 543/2016 In C.A. No. 2151/2012  
CONMT.PET.(C) No. 610/2016 In C.A. No. 6398-6403/2012  
CONMT.PET.(C) No. 618/2016 In C.A. No. 7109/2011  
CONMT.PET.(C) No. 930/2016 In C.A. No. 9165-9172/2010  
CONMT.PET.(C) No. 833/2016 In C.A. No. 201/2012  
CONMT.PET.(C) No. 1/2017 In C.A. No. 8345/2011  
CONMT.PET.(C) No. 712/2017 In C.A. No. 2460/2012  
MA 987-994/2017 in C.A. Nos. 9165-9172/2010

O R D E R

1. On a request made by counsel for the petitioner(s), Contempt Petition (C) No. 107/2016, M.A. No. 1415/2024, Contempt Petition (C) No. 931/2016, Contempt Petition (C) No. 557 of 2018, Contempt Petition (C) No. 110/2016, Contempt Petition (C) No. 108/2016, Contempt Petition (C) Nos.208-209/2016 and Contempt Petition (C)

Nos. 402-405/2016 are taken on Board.

2. The question that falls for consideration in these contempt proceedings is whether the respondent-authorities of the State of Uttar Pradesh have faithfully complied with the judgment dated 09.09.2015, rendered by this Court in C.A. Nos. 9165-9172 of 2010 (Sunil Kumar Verma and Others vs. State of U.P. and Others), (2016) 1 SCC 397 and other connected matters. It may be mentioned that subsequently, various other orders were also passed by this Court in similar matters granting the same set of benefits to the employees of the erstwhile U.P. State Cement Corporation Limited (for short, 'the Corporation').

3. The instant contempt proceedings have been initiated, *inter alia*, alleging wilful and deliberate denial of the service benefits granted to the petitioner-employees under the above-stated judgment of this Court.

4. The respondents in their counter affidavit have taken a categorical stand that whatever was due in terms of the judgment of this Court has been paid to the ex-employees of the Corporation besides absorbing them in the Government service. On the other hand, a pointed reference is made by learned counsel for the petitioner-employees that some of the service benefits like Accrued Career Progression (ACP) from the due date, increments, etc. have not been granted to them.

5. Having heard learned counsel/Senior Counsel for the parties, it seems to us that the respondents cannot be said to have deliberately or wilfully disobeyed the directions issued by this Court. It is, thus, difficult to hold them guilty of committing

contempt of court. At the same time, the alleged left out claims of the petitioners and other employees need to be effectively determined so as to find out as to whether all the service benefits flowing from the judgment of this Court, have been granted to them or not. We, thus, deem it appropriate to grant liberty to the employees concerned to approach the Industrial Tribunal-cum-Labour Court at Allahabad, under Section 33C and other allied provisions of the Industrial Disputes Act, 1947, for determination of their actual benefits which, according to them, have not been paid so far. The Industrial Tribunal-cum-Labour Court shall call for the records and determine such individual claim, as early as possible, but not later than six months.

6. The parties shall be at liberty to raise all the contentions before the Industrial Tribunal-cum-Labour Court.

7. It is clarified that we have not expressed any opinion with respect to the claims which are alleged to have not been settled.

8. The Contempt Petitions and the Miscellaneous Applications stand disposed of in the above terms.

9. As a result, all the pending interlocutory applications also stand disposed of.

.....J.  
(SURYA KANT)

.....J.  
(NONGMEIKAPAM KOTISWAR SINGH)

NEW DELHI;  
APRIL 29, 2025.

ITEM NO.8

COURT NO.3

SECTION III-A

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

CONMT.PET.(C) No. 109/2016 In C.A. No. 9165-9172/2010

AMARESH CHANDRA DUBEY

Petitioner(s)

VERSUS

ALOK RANJAN, CHIEF SECRETARY &amp; ANR.

Respondent(s)

IA No. 2/2016 - EXEMPTION FROM FILING O.T.

WITH

MA 1257/2021 in CONMT.PET.(C) No. 570/2016 In C.A. No. 295/2013 (III-A)

IA No. 20574/2021 - APPROPRIATE ORDERS/DIRECTIONS

CONMT.PET.(C) No. 831-832/2021 in C.A. No. 311-313/2013 (III-A)

IA No. 51816/2021 - EXEMPTION FROM FILING O.T.

Diary No(s). 33196/2022 (III-A)

IA No. 60956/2023 - CONDONATION OF DELAY IN FILING

IA No. 156020/2022 - EXEMPTION FROM FILING O.T.

CONMT.PET.(C) No. 225/2016 In C.A. No. 6157/2012 (III-A)

CONMT.PET.(C) No. 212/2016 In C.A. No. 2151/2012 (III-A)

CONMT.PET.(C) No. 494/2016 In C.A. No. 7868/2015 (III-A)

FOR CONDONATION OF DELAY IN FILING ON IA 120898/2018

IA No. 120898/2018 - CONDONATION OF DELAY IN FILING

CONMT.PET.(C) No. 493/2016 In C.A. No. 2460/2012 (III-A)

FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 61756/2023

FOR EXEMPTION FROM FILING O.T. ON IA 61757/2023

FOR EXEMPTION FROM FILING O.T. ON IA 63708/2023

FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 67199/2023

FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 67581/2023

FOR EXEMPTION FROM FILING O.T. ON IA 67583/2023

IA No. 61756/2023 - APPROPRIATE ORDERS/DIRECTIONS

IA No. 67581/2023 - APPROPRIATE ORDERS/DIRECTIONS

IA No. 67199/2023 - APPROPRIATE ORDERS/DIRECTIONS

IA No. 61757/2023 - EXEMPTION FROM FILING O.T.

IA No. 67583/2023 - EXEMPTION FROM FILING O.T.

IA No. 63708/2023 - EXEMPTION FROM FILING O.T.

CONMT.PET.(C) No. 496/2016 In C.A. No. 201/2012 (III-A)

CONMT.PET.(C) No. 360/2016 In C.A. No. 6716/2013 (III-A)

IA No. 160489/2021 - CLARIFICATION/DIRECTION

IA No. 160491/2021 - EXEMPTION FROM FILING O.T.

IA No. 40768/2023 - INTERVENTION/IMPLEADMENT

CONMT.PET.(C) No. 488/2016 In C.A. No. 7109/2011 (III-A)

FOR EXEMPTION FROM FILING O.T. ON IA 1/2016

IA No. 1/2016 - EXEMPTION FROM FILING O.T.

CONMT.PET.(C) No. 516/2016 In C.A. No. 7861-7863/2012 (III-A)

FOR ON IA 1/2016

CONMT.PET.(C) No. 609/2016 In C.A. No. 6398-6403/2012 (III-A)

CONMT.PET.(C) No. 495/2016 In C.A. No. 7868/2015 (III-A)

CONMT.PET.(C) No. 543/2016 In C.A. No. 2151/2012 (III-A)  
CONMT.PET.(C) No. 610/2016 In C.A. No. 6398-6403/2012 (III-A)  
CONMT.PET.(C) No. 618/2016 In C.A. No. 7109/2011 (III-A)  
CONMT.PET.(C) No. 930/2016 In C.A. No. 9165-9172/2010 (III-A)  
CONMT.PET.(C) No. 833/2016 In C.A. No. 201/2012 (III-A)  
CONMT.PET.(C) No. 1/2017 In C.A. No. 8345/2011 (III-A)  
 FOR EXEMPTION FROM FILING O.T. ON IA 1/2017  
 IA No. 1/2017 - EXEMPTION FROM FILING O.T.  
CONMT.PET.(C) No. 712/2017 In C.A. No. 2460/2012 (III-A)  
 FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 84910/2021  
 FOR EXEMPTION FROM FILING O.T. ON IA 84912/2021  
 IA No. 84910/2021 - APPROPRIATE ORDERS/DIRECTIONS  
 IA No. 84912/2021 - EXEMPTION FROM FILING O.T.  
MA 987-994/2017 in C.A. No. 9165-9172/2010 (III-A)  
 FOR [CLARIFICATION/MODIFICATION] ON IA 93365/2017  
 IA No. 93365/2017 - CLARIFICATION/MODIFICATION

Date : 29-04-2025 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SURYA KANT  
 HON'BLE MR. JUSTICE NONGMEIKAPAM KOTISWAR SINGH

For Petitioner(s) Mr. Vishal Arun Mishra, Adv.  
 Ms. Rupali Pawar, Adv.  
 Mr. Ayush Panwar, Adv.  
 Mr. Saurabh Sharma, Adv.  
 Ms. Shalu Sharma, AOR

Dr. Vinod Kumar Tewari, AOR  
 Mr. Pramod Tiwari, Adv.  
 Mr. Vivek Tiwari, Adv.  
 Mr. Bhoopesh Pandey, Adv.  
 Ms. Priyanka Dubey, Adv.  
 Mr. SK Warish Ali, Adv.  
 Mr. Jagadish Kumar Jha, Adv.

Mr. Sunil Kumar Jain, AOR  
 Ms. Rashika Swarup, Adv.  
 Mr. Naman Jain, Adv.

Ms. Ruchira Goel, AOR

Mr. Rajesh Kumar Chaurasia, AOR  
 Mr. Sujeet Kumar, Adv.  
 Mr. Jaideep Singh Sethi, Adv.  
 Mr. Shailendra Kumar Nirmal, Adv.  
 Ms. Soni, Adv.  
 Mr. Anurag Jain, Adv.  
 Mr. Surya Pratap, Adv.  
 Mr. Onkar Prasad, Adv.  
 Mr. Gautam Kumar, Adv.

Mr. Ajay Kumar Srivastava, AOR

Mr. Shiv Singh Yadav, Adv.

Ms. Sarika Verma, Adv.

Mr. Mukesh Kumar Singh, Adv.

Mr. Ikshit Singhal, Adv.

Mr. Subodh, Adv.

Mr. Rahul Saini, Adv.

Mr. Divyanshu Saraswat, Adv.

For M/S. Mukesh Kumar Singh and Co., AOR

For Respondent(s) Ms. Ruchira Goel, AOR

Mr. Anuvrat Sharma, AOR

Mr. Rana Mukherjee, Sr. Adv.

Mr. Shashank Shekhar Singh, AOR

Mr. Abhinav Singh, Adv.

Mr. Tanmaya Agarwal, AOR

UPON hearing the counsel the Court made the following  
O R D E R

On a request made by counsel for the petitioner(s), Contempt Petition (C) No. 107/2016, M.A. No. 1415/2024, Contempt Petition (C) No. 931/2016, Contempt Petition (C) No. 557 of 2018, Contempt Petition (C) No. 110/2016, Contempt Petition (C) No. 108/2016, Contempt Petition (C) Nos.208-209/2016 and Contempt Petition (C) Nos. 402-405/2016 are taken on Board.

The Contempt Petitions and the Miscellaneous Applications stand disposed of in the above terms.

As a result, all the pending interlocutory applications also stand disposed of.

(SATISH KUMAR YADAV)  
ADDITIONAL REGISTRAR

(Signed order is placed on the file)

(PREETHI T.C.)  
ASSISTANT REGISTRAR