



IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

101-A+210-A

CM-14035-CII-2025 in/and  
COCP-1564-2023

Date of Decision: 04.09.2025

Satish Kumar

.... Petitioner

Versus

Mr. Jolly Joseph Kochery, Director and others

.... Respondents

**CORAM: HON'BLE MS. JUSTICE NIDHI GUPTA**

Present: - Mr. Sukhdev Singh, Advocate  
for the applicant-petitioner (through Video Conferencing).

Mr. SS Brar, Advocate for the respondent(s).

**NIDHI GUPTA, J. (ORAL)**

**CM-14035-CII-2025**

Prayer in this application filed under Section 151 CPC is for bringing on record the subsequent development and filing additional documents (Annexures A to C).

Heard.

For the reasons mentioned in the application, the same is **allowed** and additional documents (Annexures A to C) filed along with the application are taken on record, subject to all just exceptions.

**COCP-1564-2023**

1. The present Contempt Petition has been filed alleging non-compliance of order dated 13.02.2015 (Annexure P-1) passed by a co-ordinate Bench of this Court in CWP-2542-2015 titled as 'Director M/s ISS Facility Services and another vs. Satish Kumar and another', whereby it was directed that '*in the meantime, operation of the impugned*



*award shall remain stayed subject to compliance of Section 17-B of the Act for which four weeks' time is afforded to the petitioners'.*

2. Learned counsel for the petitioner submits that the aforesaid order of this Court has not been implemented till date, despite many efforts by approaching the respondent-Company time and again. The petitioner even sent a legal notice dated 28.02.2023 (Annexure P-2), however, no response was received thereof.

3. Learned counsel for the respondents vehemently controverts the submissions of learned counsel for the petitioner by submitting that vide judgment dated 19.04.2024 (Annexure –A), 04 writ petitions bearing (i) CWP-2541-2015 titled as 'Director M/s ISS Facility Services and another vs. Subhash Chander and another'; (ii) CWP-2542-2015, titled as 'Director M/s ISS Facility Services and another vs. Satish Kumar and another'; (iii) CWP-2543-2015 titled as 'Director M/s ISS Facility Services and another vs. Naresh Sharma and another'; and CWP-2544-2015 titled as 'Director M/s ISS Facility Services and another vs. Sunil Kumar and another'; have been finally disposed of by a co-ordinate Bench of this Court, whereby it was directed as follows:-

*“11. ....Moreover, taking into consideration that the full back wages have been awarded by the Tribunal for the period respondent No.1- workman remained out of service i.e. 01.05.2011 (date of termination) till 10.10.2014 (passing of the award) which are to be counted at the rate of his last drawn salary i.e Rs.10,000/- per month, he would be entitled to the total amount of around Rs.4,10,000/- (Rupees Four lakh ten thousand only) towards back wages.*

*12. Therefore, Management is directed either to implement the impugned award in all respects or*



*alternatively, pay a lump sum amount of compensation of Rs.5,00,000/-(Rupees Five Lacs), to each of the workman in all the four writ petitions and said amount would include the benefit granted by learned Labour Court towards the back wages also.”*

4. Leaned counsel for the respondents submits that in compliance of said direction payment of ₹5,00,000/- was released to the petitioner which has been acknowledged by the petitioner vide acknowledgement dated 17.10.2024 (Annexure-B) which reads as follows:-

*“I, **Satish Kumar**, confirm acceptance in INR 5,00,000/- (Rupees Five Lacs only) from M/s. ISS Facility Services India Pvt. Ltd., Plot No. 37, 2<sup>nd</sup> Floor, Sector 18, Gurugram, Haryana (India) vide demand draft bearing number – “006222” Dated 20/07/2024 drawn on **The Hongkong and Shanghai Banking Corporation Limited** being the amount of compensation in compliance with the order dated 19 April 2024 of Hon’ble Punjab and Haryana High Court in Civil Writ Petition No. 2542 of 2015”*

5. Accordingly, learned counsel for the respondents submits that nothing survives in the present petition and the same may be disposed of.

6. Learned counsel for the petitioner now acknowledges that payment of ₹5,00,000/- has been made to the petitioner in compliance of the order dated 19.04.2024 (Annexure A) whereby a co-ordinate Bench of this Court had finally disposed of the abovesaid 04 writ petitions.

7. Heard.



8. In view of the above admitted position, no further orders are required to be passed in the present petition, the same stands **disposed of**, as having been rendered infructuous.

9. Rule stands discharged.

10. Pending application(s), if any, shall also stand disposed of.

**04.09.2025**

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**( NIDHI GUPTA )  
JUDGE**

**Whether speaking/reasoned Yes/No**

**Whether Reportable Yes/No**