

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.                      OF 2026  
(@SPECIAL LEAVE PETITION NO.                      OF 2026)  
(@SPECIAL LEAVE PETITION (C) Diary No. 25075/2024)

BHOLENDRA PRATAP SINGH & ANR.

Appellants(s)

VERSUS

COMMITTEE OF MANAGEMENT & ORS.

Respondent(s)

O R D E R

1. IA No. 127684/2024 is allowed.

2. Leave granted.

3. The appellants/alleged contemnors challenged the order of the High Court dated 27.05.2024 which framed charges of contempt and fixed the case for 30.05.2024. Since the certified copy was not received, appellants approached this Court with expedition and later produced the order dated 27.05.2024 by way of an application.

4. The 1<sup>st</sup> respondent is the Committee of Management of a School, which was concerned with the approval for the purpose of issuance of advertisement to fill the post of Assistant Teachers and that of Headmaster, which were lying vacant. A writ petition was filed numbered as Service Single No.17187 of 2019, which was disposed of directing a decision to be taken in terms of the *Uttar Pradesh Recognized Basic Schools (Junior High Schools) (Recruitment and Conditions of Services of*

Teachers), Rules 1978<sup>1</sup> within a period of two weeks from the date of communication of the order. On the allegation that the appellants purposefully delayed the consideration and took a decision in accordance with the amendments brought to the Rules of 1978, a contempt case was filed in which Annexure P3 order was passed directing compliance of the judgment; that is consideration of the case in accordance with the unamended Rules. That having not been done, the Court had passed a detailed order on 27.05.2024 in Contempt Application (Civil) No.1785 of 2019, summoning the appellants herein.

5. Admittedly, there was delay in consideration, but however, in the meanwhile, there were amendments brought to the Rule. The consideration was made in accordance with the amendments brought in and despite a requisition being asked for in terms of the amended Rules, the 1<sup>st</sup> respondent failed to respond. At worst, the appellants could be hauled up on contempt for not having complied with the directions within the time specified. However, the fact remains that the Rules were amended and in a contempt petition there could not have been a direction issued to consider the issue based on the unamended Rules. The reasoning of the High Court seems to be that the Rules were amended in the month of December while the time granted by the Court, i.e. two weeks, would have ended in July itself. The 1<sup>st</sup> respondent could definitely challenge the order in a writ petition. However, we are not convinced that there is any case made out for contempt. The order in Contempt Application (Civil) No.1785 of 2019 dated 27.05.2024 shall stand set aside. The

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<sup>1</sup> For brevity, 'the Rules of 1978'

contempt applications shall be closed.

6. The Appeal is allowed.

7. Pending application(s), if any, shall stand rejected.

.....J.  
[J.B. PARDIWALA]

.....J.  
[K. VINOD CHANDRAN]

NEW DELHI;  
13<sup>th</sup> OCTOBER, 2026

ITEM NO.41

COURT NO.5

SECTION XI

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

SPECIAL LEAVE PETITION (CIVIL) Diary No. 25075/2024

[Arising out of impugned final judgment and order dated 27-05-2024 in CAC No. 1785/2019 passed by the High Court of Judicature at Allahabad, Lucknow Bench]

BHOLENDRA PRATAP SINGH & ANR.

Petitioner(s)

VERSUS

COMMITTEE OF MANAGEMENT & ORS.

Respondent(s)

IA No. 108398/2025 - APPROPRIATE ORDERS/DIRECTIONS

IA No. 127683/2024 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA No. 226585/2025 - INTERVENTION/IMPLEADMENT

IA No. 127684/2024 - PERMISSION TO FILE SLP WITHOUT CERTIFIED/PLAIN COPY OF IMPUGNED ORDER

IA No. 123978/2025 - VACATING STAY

Date : 13-10-2026 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE J.B. PARDIWALA

HON'BLE MR. JUSTICE K. VINOD CHANDRAN

For Petitioner(s) :Mr. Ankit Goel- 2442, AOR  
Mr. Divyanshu Sahay, Adv.  
Mr. Varun Yadav, Adv.

For Respondent(s) :Mr. Nachiketa Joshi, Sr. Adv.  
Mr. Devendra Kumar Shukla- 2774, AOR  
Mr. Ujjwal Dubey, Adv.  
Mr. Dinesh Kumar Bhati, Adv.

Mr. Rahul Kumar, Adv.  
Mr. Jainendra Kumar, Adv.  
Ms. Vijay Rani, Adv.

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

1. IA No. 127684/2024 is allowed as the learned counsel appearing for the petitioners has filed the same by way of an application.
2. Leave granted.
3. The appeal is allowed in terms of the signed order.
4. Pending application including impleadment/intervention, shall stand disposed of.

(CHANDRESH)  
ASTT. REGISTRAR-cum-PS

(POOJA SHARMA)  
COURT MASTER (NSH)  
(Signed order is placed on the file)