

14.05.2024
Item No.46
RP
Ct. No.1

**MAT 145 of 2024
With
CAN 1 of 2024**

**Dr. Subir Mitra
Vs.
Partha Ghosh**

Mr. Arunangshu Chakraborty
Mr. Arijit Bera
Ms. Genia Mukherjee
Ms. Zeba Rashid
Ms. Shaika Amrin

.....for Appellant

Mr. Somnath Ganguly, AGP
Mr. Sukalpa Seal

.....for DPI

Mr. Soumya Majumder
Mr. Kinnor Ghosh

.....for Vice Chancellor

Mr. Tarun Kumar Das

.....for Petitioner/respondent no.1

1. By the order dated 23.04.2024 the learned advocate appearing for the person authorized to discharge the duties of the Vice-Chancellor was directed to get instruction as to whether a direction should be issued to the University to review the order of suspension passed against the appellant/contemnor.
2. Mr. Majumder, learned advocate on instruction submitted that the matter was taken up by the Executive Council and in the meeting held on 3.05.2024 the Council approved the charge sheet and reconsidered the order of suspension, which was passed on 15.01.2024 and the same was ratified by the Executive Council with the direction that the same will be reviewed by the Executive Council after six months.

3. We find from the minutes of the meeting of the Executive Council that the incumbent Registrar was suspended with effect from 15.01.2024 not only because of the order passed by the learned Single Bench of this Court but because of dereliction of duties and insubordination in exercise of power under the relevant Act and Statute of the University. The University is directed to file a compilation containing all the documents including the order of suspension and papers pertaining to the disciplinary proceeding which is initiated against the appellant/contemnor.
4. List the matter on 18th June, 2024.

(T. S. SIVAGNANAM)
CHIEF JUSTICE

(HIRANMAY BHATTACHARYYA, J.)