

D/L  
Item No. 01  
14.02.2025  
KOLE

**WPCRC 301 of 2016  
With  
CAN 1 of 2024  
in  
WPA 34415 of 2014**

**Ohab Mondal  
-Vs.-  
Mitali Dutta**

*Mr. Kamalesh Bhattacharyya,  
Mr. Arunava Banerjee,  
Ms. Simantika Dasgupta,  
Mr. Sk. Qareeb,*

*... for the applicant.*

*Mr. Nilotpall Chatterjee,  
Ms. Ashmita Chakraborty,*

*.... For the alleged contemnor.*

1. I am told that there is a change in the post of DI of Schools (SE), Nadia. Leave is granted to add the new incumbent in that post. Let necessary amendment be made in the cause title of the contempt application by learned Advocate on record for the applicant.
2. No fresh service need be effected since Mr. Chatterjee, learned Advocate, will represent the added respondent.
3. The order violation of which is alleged was passed way back on December 29, 2014 and was modified subsequently by an order dated January 16, 2015.
4. Today, Mr. Chatterjee, learned Advocate, on instruction, says that the State wishes to file an application for recalling of the order dated December 29, 2014. This stand of the State is completely unacceptable to me. More than 10 years have gone-by, after the order was passed. The order was not

carried in appeal nor otherwise challenged over the last ten years. The alleged contemnor is obliged to comply with the order.

5. As a last opportunity I adjourn this matter for three weeks and direct it to be listed on 07.03.2025.
6. On the adjourned date, if the compliance report is not filed by the alleged contemnor, I will be compelled to pass appropriate order in exercise of contempt jurisdiction. Of course the State or the alleged contemnor has the right to challenge the order dated December 29, 2014 before an appellate forum. However, in view of long passage of time, the order should be complied with subject to any order that any appellate forum may pass if the order is carried in appeal.

**(Arijit Banerjee, J.)**