

D/L
Item No. 03
21.01.2026
KOLE
266330

**RVW 58 of 2025
With
CAN 1 of 2025
In
MAT 777 of 2022**

**Raja Chowdhury
-Vs.-
South Dum Dum Municipality**

*Mr. Ankit Agarwala,
Mr. Subir Debnath,
Mr. Amit Singh,
Ms. A. Mukherjee,
Ms. Arpita Paul Biswas,
Mr. Pappu Adhikary,*

... for the Municipality.

*Mr. Rajarshi Basu,
Mr. S. T. Mina,*

... for the State.

*Mr. Puspall Chakraborty,
Mr. Prisanika Ganguly,*

... for the review applicant.

In Re: CAN 1 of 2025:

Affidavit in reply filed by the review applicant in connection with his application for condonation of delay, be kept with the records.

This is an application for condonation of delay of 345 days in presenting an application for review of a judgment and order dated January 30, 2024, whereby we had disposed of three appeals being MAT 777 of 2022, MAT 778 of 2022 and MAT 779 of 2022 along with the connected applications.

It appears that the main explanation sought to be furnished for the delay is that learned Advocate for the review applicant was unaware of a State enactment being

West Bengal Scheduled Castes and Scheduled Tribes (Reservation of vacancies in Services and Posts) Act, 1976 and hence could not cite the statute at the hearing of the appeals. That statute would have considerable bearing on the issues involved in these appeals. Hence, the judgment and order disposing of the appeals should be reviewed taking into consideration the said statute. The delay should be condoned and the review application heard.

Learned Advocate for the Municipality strongly opposes the application for condonation of delay. He says that ignorance of law cannot be a sufficient cause for delay in presenting an appeal or a review application.

Learned Advocate for the review applicant seeks time to get better prepared on this issue.

This is a broken Bench and not the regular Bench. This Bench is likely to assemble again on February 20, 2026.

Let this matter be listed on that date again.

(Arijit Banerjee, J.)

(Rai Chattopadhyay, J.)