

M/L 10796
04.04.2025
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IN THE HIGH COURT AT CALCUTTA
SPECIAL CIVIL JURISDICTION
APPELLATE SIDE

CPAN 1041 of 2023

In
WPA 3443 of 2020

Bhupati Naskar
Versus
Debabrata Paul

Ms. Senjuti Sengupta
Mr. Rananeesh Sengupta
... For the applicant/petitioner

Mr. Bipin Ghosh
... For the alleged
contemnor/respondent

1. Mr. Ghosh, learned advocate representing the alleged contemnor/respondent by placing before this Court an affidavit, affirmed on 28th January, 2025 captioned compliance report, which is taken on record, would submit that from time to time the alleged contemnor/respondent has taken steps to comply with the direction passed by this Court on 19th January, 2023. A show-cause notice dated 23rd December, 2022, followed by a warrant of arrest dated 29th December, 2022, has already been issued. Since, the Officer-in-Charge, Hare Street Police Station could not execute the warrant of arrest the certificate could not be executed. In this contest, Mr. Ghosh, places before this Court the letter dated 9th/10th January, 2023 issued by the S. I. Hare Street Police Station disclosing that the warrant of arrest could not be executed for reasons mentioned therein.

2. Having considered the above, I am of the view that the certificate officer ought to have taken further steps in the matter and ought to have insisted for execution of warrant by the police authorities.
3. Be that as it may, since the aforesaid letter dated 10th January, 2023 does not clarify on how many occasions the S.I. of Hare Street Police Station had visited the office of the Delta Ltd., and the steps taken by the said officer to execute the warrant of arrest, and further more than two years having elapsed in the interregnum, I am of the view that a detail report in the form of an affidavit should be filed by the Officer-in-Charge, Hare Street Police Station, explaining before this Court the circumstances under which the warrant of arrest dated 29th December, 2022 could not be executed till date.
4. Such report in the form of affidavit must be filed by the Officer-in-Charge, Hare Street Police Station, on/or before the matter is taken up next.
5. List this matter for further consideration under the same heading on 25th April, 2025.
6. Learned Registrar General is directed to communicate this order to the Officer-in-Charge, Hare Street Police Station, forthwith.

(Raja Basu Chowdhury, J.)

