

19.09.2025
Item No.17
Ct. No.01
Saikat

FA/241/2024
with
CAN/1/2022
with
CAN/2/2022

STATE OF WEST BENGAL
VS.
HARANATH HAZRA

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

...For the Appellant

Mr. Sukanta Das, Adv.

...For the Respondent

In Re: CAN 1 of 2022

1. The appeal is in time in view of the order of the Hon'ble Supreme Court dated 10th January, 2022, in Suo Motu Writ Petition (C) No.3 of 2020.
2. The application for condonation of delay is, thus, allowed and disposed of.

In Re: FA 241 of 2024 with CAN 2 of 2022

3. This appeal is arising out of awarding of enhanced compensation in L.A. Misc. Case No.22 of 2010.
4. The appeal is required to be heard.
5. The appellant is directed to put in the decretal amount along with statutory interest within six weeks from date with the learned Registrar General who shall invest the said amount in short term fixed deposit yielding highest return initially for a period of one year and shall remain with the identical period in the event the appeal is not disposed in the meantime.

6. However, there shall be an unconditional operation of stay of the impugned order for a period of six weeks.
7. In the event the said amount is not deposited, it would be open for the award holder to proceed with the execution case.
8. Let the Trial Court's Records of this case be called for within four weeks from date.
9. The learned trial court must ensure that the TCR is in order and completed in all respects.
10. After arrival of the TCR, the office shall examine the same and shall issue notice of arrival of TCR on the learned Advocate for the appellant at once.
11. The appellant is directed to file requisite number informal paperbooks incorporating all the papers used before the court below, - printed, typewritten or cyclostyled with proper index, - as the case may be, out of Court after five weeks of receiving TCR.
12. Since the respondent is represented, service of notice of appeal upon the respondent is waived by Mr. Sukanta Das, learned counsel appearing for the respondent.
13. The appeal is ready as regards service.
14. Liberty to mention after the paperbook is filed.

[SOUMEN SEN, C.J.(ACTING)]

(BISWAROOP CHOWDHURY, J.)