

05-09-2024
Item no.48
Subrata
Bhattacharyya
AR(C)

IN THE HIGH COURT AT CALCUTTA
Special Civil Jurisdiction
Appellate Side

CPAN No.1369 of 2023
Kalpana Hazra

-vs-
Mr. Indrajit Dhar & Ors.
arising out of
WPA No.25513 of 2022

Mr. Subhasish Bhattacharya
Ms. Sk. Kiran ...for the petitioner

Mr. Subrata Ghosh ...for the contemnors

The petitioner is a widow of an employee of Murshidabad Municipality who died-in-harness on February 15, 2010. It is submitted that the death-cum-retirement dues of the petitioner have not been cleared till date. Only a paltry amount of Rs.50,000/- has been paid.

This court vide order dated January 6, 2023 passed in the writ petition directed the Murshidabad Municipality to clear the petitioner's balance death-cum-retirement dues within April 13, 2023 along with interest at the rate of 7% p.a., failing which 9% p.a. interest would be paid.

The municipality cites financial stringency for not being able to clear the dues.

The court is not accepting the submission of the alleged contemnors. The municipality would be bound to disburse the dues with interest @ 9% p.a.

Learned counsel for the alleged contemnors prays for three months' time to clear the dues.

Hence, the alleged contemnors are directed to pay

the dues of the petitioner along with interest @ 9% p.a. positively within December 12, 2024.

It will be open for the municipality to seek financial assistance from the State Government for disbursal of the dues of the petitioner.

List the contempt application once again for consideration on December 12, 2024.

All parties are to act on the server copy of this order duly downloaded from the official website of this court.

Certified copy of this order, if applied for, shall be made available to the parties.

[Amrita Sinha, J]