

In the High Court at Calcutta

Special Civil Jurisdiction

Appellate Side

Contempt

10 07.8.2026

Sc Ct. no.38

**Case No. : CPAN 1728 OF 2025
With
WPA 13279 OF 2025**

In the matter of : Prodyut Halder
.... Petitioner

VS.

Shri D. Bhattacharya,
Deputy Inspector General being the
Officer-in-Charge, Durgapur Group Center,
CRPF Durgapur, District-Paschim Bardhaman
& Ors.

.... alleged Contemnors

For the Petitioner :

Mr. Debasish Kundu
Mr. Sudepto Kr. Basu
Mr. Bidan Modak
Ms. Doyel Dey.

....Advocates

For the alleged Contemnors:

Mr. Indrajeet Dasgupta
Mr. Tapan Bhanja
Mr. Gourab Karmakar.

....Advocates

This is a contempt proceeding arising from an order dated **July 2, 2025** passed by this Court.

Today Mr. Tapan Bhanja, learned Advocate appearing for the alleged contemnors submits a compliance report by way of an affidavit affirmed on **August 6, 2026 at page 4** of the said affidavit. **Annexure-B** at **page 7** of the affidavit is the reasoned order dated **August 5, 2026**.

The relevant observation from the said order is quoted below :

“Compliance with the Hon’ble Court of Calcutta’s Order dated 02.07.2025 in WPA No.13279/2025 filed by Shri Prodyut Halder (Roll No.4410086482) regarding CT/GD-2024 recruitment. As under:-

- a) In compliance with the direction of the Hon’ble High Court of Calcutta contained in its order dated 02.07.2025, the petitioner was issued a notice and provided an opportunity of personal hearing. The representation submitted by the petitioner, along with all relevant documents and records, has been carefully examined.*
- b) Upon examination of the records, it is observed that the petitioner’s medical examination was provisional and not a final medical examination.*
- c) It is further observed that the issue relating to the petitioner’s height measurement is presently sub judice before the Hon’ble High Court. Therefore, no final administrative decision on this issue can be taken until the matter is finally adjudicated by the Hon’ble Court. Hence, issuance of the appointment letter at this stage will not be feasible.*
- d) This order is passed in compliance with the directions of the Hon’ble High Court and shall be communicated to the petitioner and all concerned authorities for necessary action.”*

Copy of the said compliance report has been made over to Mr. Debasish Kundu, learned Advocate appearing for the petitioner today in Court.

On a cursory glance on the observation, quoted above from the reasoned order, learned Advocate for the petitioner submits that, the reasoned order was passed *ex parte* without serving any notice of hearing upon the petitioner, as directed by this Court. With a reference to Clauses (b) and (c) of the said observation learned

Advocate submits that, by an order dated **May 19, 2026** the appeal had been disposed of. The appeal being **MAT 2001 of 2025** was preferred at the instance of the respondent authority of which the alleged contemnors are the officials.

Since a factual dispute has been raised by the petitioner, the petitioner shall file an affidavit-in-opposition to the said compliance affidavit on or before **August 10, 2026** to which affidavit-in-reply shall be filed by the alleged contemnors by **August 17, 2026**.

The matter shall appear under the heading '**Contempt Application**' on **August 28, 2026**.

(Aniruddha Roy, J.)