

Item No.61

09.05.2024
Ct-24

In the High Court At Calcutta
Special Jurisdiction
Appellate Side

CPAN 1562 of 2023
in
WPA 23247 of 2022

Anjan Bhattacharya
v.
Sri Uttam Das & Ors.

Mr. Sabyasachi Mukherjee
Mr. Bibek Dey
Mr. Mukesh Khanna
Mr. Mrinmay Nandy
Mr. Syed Neaz Ahmed
... for the petitioner.

Mr. Syamal Kumar Das
Mr. Krishna Yadav
... for the contemnor no. 1.

Perused the affidavit filed by the Chairman of Barrackpore Municipality. The affidavit has been filed for explaining the delay in complying the direction passed by the Court.

Averment has been made that the order of the Court was passed on November 25, 2022. From the period December 2022 to November 2023 the Office Superintendent of the Municipality was irregular and she ultimately remained absent in office from December 2023 till the date of affirmation of the affidavit that is May 9, 2024.

It appears that the Chairman is trying to shrug off his responsibility by putting the blame upon the Office Superintendent.

The order of the Court ought not to have been kept un-complied on account of absence of one of its employees. The order of the Court ought to have been complied with within the time limit as stipulated therein.

The Court is absolutely not satisfied with the explanation provided by the Chairman in complying the order on time.

Let a further affidavit be filed as to why costs or why punishment for contempt will not be imposed upon the Chairman of the Municipality for violating the direction of the Court.

The matter stands adjourned till June 27, 2024.

The affidavit shall be made ready prior to the said date.

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(Amrita Sinha, J.)