

Sl. No.1
30.11.2023
Court no.2
GB

*CALCUTTA HIGH COURT
IN THE CIRCUIT BENCH AT JALPAIGURI
APPELLATE JURISDICTION*

CAN 3 of 2023
In
WPA 1074 of 2019

Subir Neogi
Vs.
The Central Bank of India & Ors.

Mr. Arnab Saha

...for the Petitioner.

Mr. Rahul Mishra

...for the Bank.

In Re: CAN 3 of 2023

This is an application for restoration of WPA 1074 of 2019. The said writ petition was dismissed for default on October 17, 2023.

The petitioner has challenged termination of his service by the Central Bank of India.

The learned advocate for the bank submits that on various occasions, the matter was posted for hearing, but the petitioner failed to appear. The petitioner appears to be careless and not a serious litigant.

Having heard the respective parties, this Court is of the view that one last opportunity should be given to the petitioner to contest the proceeding as the matter relates to termination of his service and the question of livelihood is involved. However, taking note of the conduct of the petitioner, who has been constantly unavailable during the

hearings, this Court deems it fit to impose cost of Rs.2,000/-, to be paid to the bank by the petitioner.

Accordingly, CAN 3 of 2023 is allowed and disposed of, subject to payment of Rs.2,000/- as directed hereinabove within four weeks from date, to the bank by a bank draft, which the bank authority shall accept under order of this court. The order dated October 17, 2023 is recalled, subject to payment.

The writ petition is restored to its original file and number subject to payment.

Liberty to mention.

The writ petition shall be heard on merits if the petitioner complies with this order.

(Shampa Sarkar, J.)