

10.7.2025
Sl. No. 1
Court No.4
Ali

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

**WPA 1925 of 2023
With
IA No.:CAN 1 of 2024 & CAN 2 of 2024**

**Nisha Rani Sarkar @ Nisha Sarkar
Vs.
State of West Bengal & Ors.**

Mr. J. Mishra,
Ms. A. Bhattacharya,
Ms. M. Das.

.... for the Petitioner

Mr. Hirak Barman
Mr. Momenur Rahman

.....for the State

In Re.:CAN 1 of 2024

This is an application for restoration of the writ petition which was dismissed for default on August 23, 2023. The application reveals that the petitioner could not be represented at the time of call inasmuch as the learned advocate appearing for the petitioner was unable to attend Court on the said day due to the critical health condition of his wife who was in an advanced and complicated stage pregnancy.

Since good grounds have been shown for nonappearance of the petitioner at the time and date of call, the order dated August 23, 2023 is recalled.

WPA 1925 of 2023 is restored to its original file and number.

CAN 1 of 2024 is allowed as above.

In Re.: WPA 1925 of 2023

The petitioner is aggrieved by the non payment of terminal and pensionary benefit of the petitioner's deceased husband.

Having regard to the nature of the grievance made by the writ petitioner, it would be appropriate to call for a report in the form of affidavit from the respondent Nos. 3 and 4 thereby disclosing their stand as regards the petitioner's contention in the writ petition. Such report shall be filed by the said respondents within a period of four weeks from date. A prior copy thereof shall be served upon the petitioner. The petitioner shall be entitled to take exception to such report within a week from the date of receipt of a copy thereof.

List this matter before the next Circuit Bench available immediately after expiry of the period fixed for filing of the report and taking exception thereto.

(Om Narayan Rai, J.)