

OD-6

ORDER SHEET
WPO No.105 of 2026
IN THE HIGH COURT AT CALCUTTA
Constitutional Writ Jurisdiction
ORIGINAL SIDE

ARUP KUMAR GUPTA
-VS-
THE STATE BANK OF INDIA & ORS.

BEFORE:

The Hon'ble JUSTICE AMRITA SINHA

Date: 8th April, 2026.

Appearance:

Mr. Ranjan Kumar Roy, Adv.

Mr. Ranajit Ray, Adv.

Mr. Indra Prosad Mullick, Adv.

...for Petitioner.

Mr. Subrata Kumar Sinha, Adv.

...for Respondents.

1. The petitioner is a dismissed employee of the State Bank of India. The order of dismissal was passed in the year 2006. The petitioner, though challenged the order of suspension, but did not challenge the order of dismissal in the earlier writ proceeding filed by him in the year 2014.
2. The writ stood dismissed and the order of dismissal of the writ petition was affirmed by the Hon'ble Division Bench.
3. For the first time, the order of dismissal passed against him in the disciplinary proceeding has been challenged by the petitioner by filing the instant writ petition in March, 2026. It has been submitted that there has been violation of the principle of natural justice. No opportunity of defence was given to the petitioner. The entire proceeding was conducted when he was in jail custody.
4. Prayer has been made to set aside the order of dismissal on the ground of violation of the principle of natural justice.

5. Learned advocate for the bank opposes the submission and prayer of the petitioner. It has been submitted that the instant writ petition is gross abuse of the process of law. The petitioner was all along aware of the disciplinary proceeding and he deliberately did not take part in the same. The writ petition has been filed after inordinate delay and the same ought not to be entertained.
6. Prima facie, the Court is of the view that the writ petition has been filed nearly twenty years after the order of dismissal was passed in the disciplinary proceeding initiated against the petitioner.
7. To allow the bank to revert with a written report by way of an affidavit disclosing the timeline of the disciplinary proceeding, the Court directs the bank to file a report by way of an affidavit within a period of four weeks from date. Exception, if any, may be filed within a fortnight thereafter.
8. List the matter for further consideration on 8th June, 2026.
9. Affidavit of service filed in Court today is taken on record.

(AMRITA SINHA, J.)