

CC No. 53 of 2023
Arising out of
WPO/635/2017

IN THE HIGH COURT AT CALCUTTA
Special Jurisdiction
(Contempt)
ORIGINAL SIDE

AKSHYA KUMAR SARANGI
VS
NARAYAN SWAROOP NIGAM AND ANR.

BEFORE:
The Hon'ble JUSTICE ARIJIT BANERJEE
The Hon'ble JUSTICE APURBA SINHA RAY
Date : June 26, 2023.

Appearance:

Mr. Srikanta Dutta, Advocate (VC)

The Court: This application has been taken out for alleged wilful violation of a judgement and order dated May 16, 2018 whereby WPO/635/2017, which was filed as a public interest litigation, was disposed of.

The relevant portion of the said order reads as follows:

“ We hope and trust that as stated by the authorities themselves, by the end of June, 2018, ‘Braille’ method will be made by some safe material which will have no adverse effect on the health of the users thereof. In any event, such change must be implemented by the end of September, 2018. We further direct the State Government through its concerned department to conduct medical tests on all the visually impaired/challenged students who have been using ‘Braille’ method with lead component till date. If upon such examination, it is found that

they have suffered any adverse effect, the State Government shall take appropriate remedial measures including medical measures for such affected students. Such exercise shall be completed by the end of the year, 2018.”

The writ petition was filed by one Ms. Snigdha Acharyya. The present contempt petition has been filed by one Sri Akshya Kumar Sarangi. Learned advocate for the petitioner says that since the order concerned was passed in a public interest litigation, any member of the public can maintain a contempt application for violation of such order. We request learned advocate for the petitioner to cite authorities in support of such proposition on the next date.

Let service of this contempt petition be effected on the respondents/alleged contemnors and affidavit of service be filed in Court on the next date.

List this matter once again on July 19, 2023.

(ARIJIT BANERJEE, J.)

(APURBA SINHA RAY, J.)