

**HIGH COURT OF TRIPURA
AGARTALA**

Cont. Cas (C) No.84 of 2024

1. **Sri Dipak Das**, S/o Sri Haripada Das, resident Dashamighat, Ramsundar Nagar P.O. Battala, Agartala, District: West Tripura, Pin-799001, Age:-54
2. **Smt. Gita Das**, W/o of Haradhan Das, R/o- Bhattapukur, Baluchar, P.O: A.D. Nagar, Agartala, Age-51.
3. **Sri Ajit Kumar Biswas**, S/o Lt. Manmohan Biswas, R/o Amtali P.L. home, P.O: Amtali, West Tripura-799130, Age:-55.
4. **Sri Haripada Sukla Das**, S/o Lt. Ramdayal Sukla Das, R/o Bagmara, Amtali, West Tripura-799130, Age-56.
5. **Smt. Sipra Das**, D/o Lt. Nani Gopal Das, W/o Lt. Nepal Das, R/o A.D. Nagar Surya Para, PO: A.D. Nagar, Agartala, Age-49.
6. **Sri Pradip Biswas**, S/o- Sudhir Biswas, R/o- Rampur, Gangail Road, P.O- Ramnagar, Agartala West Tripura, Age:-44.
7. **Sri Biswajit Debbarma**, S/o-Lt. Jamini Kumar Debbarma, R/o Old Kalibari Lane, Krishnagar, Agartala, Age:-53.
8. **Smt. Sabitri Das**, W/o Ratan Biswas, R/o Hapania Madhya Para, South Badharghat, PO: ONGC, West Tripura, Age-49.
9. **Sri Sudip Das**, S/o-Lt. Narendra Ch. Das, R/o- Border Rampur, Agartala West Tripura, Age-52.
10. **Smt. Mithu Deb Chowhan**, W/o- Dipak Chowhan, Kalitilla, R/o Bhattapukur, North Badharghat, Agartala, West Tripura, Age-49.
11. **Smt. Smriti Das (Deb)**, W/o-Lt. Prabhas Das, R/o-Vidyasagar Palli, PO:I.C. Nagar, Amtali, West Tripura, Age-52.
12. **Sri Satya Narayan Sutradhar**, S/o-Lt. Amulya Ch. Sutradhar, R/o-Joynagar, Dashamighat, Agartala, West Tripura, Age-47.
13. **Sri Sridham Acharjee**, S/o-Lt. Nani Gopal Acharjee, R/o Pratapghar, PO: Pratapghar, Agartala, West Tripura, Age:-52.
14. **Smt. Sarupa Sarkar**, D/o- Kunja Mohan Sarkar, R/o- Baidyermura, PO: Kemtali, Melaghar, Sepahijala Tripura, Age-56.
15. **Sri Narayan Ch. Deb**, S/o-Milan Ch. Deb, R/o- Paschim Bhubanban, Agartala, West Tripura, Age-47.
16. **Sri Amritlal Das**, S/o- Amulya Ch. Das, R/o-Hapania Durga Para, P.O: ONGC, West Tripura, Age-55.
17. **Sri Utpal Sarkar**, S/o- Jitendra Sarkar, R/o-Haripur, Muchitilla, PO: I.C. Nagar, West Tripura, Age-48.
18. **Smt. Suchitra Rani Das**, W/o- Gakul Das, R/o-East Barjala, Lichubagan, Agartala West Tripura, Age:-56.
19. **Shri Shyamal Ch. Das**, S/o- Murari Mohan Das, R/o- Howaibari, PO: Twichindrai, Teliamura, Khowai Tripura, Age-43.
20. **Sri Biswajit Roy Chowdhury**, S/o- Ram Gopal Chowdhury, R/o Kalitilla-Bhattapukur, Agartala, West Tripura, Age-46.
21. **Sri Ashim Saha**, S/o-Lt. Sailen Saha, R/o-Ranjit Nagar, PO: Ramnagar, Agartala, West Tripura, Age:-50.
22. **Smt. Aparna Rani Shil**, D/o- Tarapada Shil, R/o- East Champamura, PO: Old Agartala, West Tripura, Age-37.
23. **Sri Pradip Debnath**, S/o-Lt. Birendra Debnath, R/o- Noabadi, PO: Birendra Nagar, Jirania, West Tripura, Age:-45.,
24. **Smt. Sipra Saha (Poddar)**, W/o- Lt. Sankar Podder, R/o- Noagaon, Krishnagar, East-Agartala, West Tripura, Age:-47.

- 25. Smt. Bandana Rani Ghosh**, W/o- Manik Chakraborty, R/o- Khash Madhupur, Amtali, West Tripura, Age:-48.
- 26. Smt. Tanuka Shil**, D/o-Matilal Shil, R/o- Bhati-Abhoynagar, Agartala, West Tripura, Age-41.
- 27. Smt. Padma Rani Deb**, W/o- Lt. Nepal Ch. Deb, R/o-Battala, PO: Agartala, West Tripura, Age:-52.
- 28. Smt. Anima Mukharjee (Sinha)**, W/o-Ranjan Kr. Sinha, R/o- Purba Dukli, East Pratapgarh, West Tripura, Agartala, Age-49
- 29. Smt. Matali Begen**, D/o-Md. Ayet Ali, R/o, Gangail Road, Ramnagar, Agartala, West Tripura, Age:-41.
- 30. Smt. Manika Das**, W/o-Ajit Kumar Das, R/o- South Badharghat, Ramthakur Para, PO: Chari Para, West Tripura, Age-41.
- 31. Sri Nitai Ch. Roy**, S/o-Lt. Mangal Ch. Roy, R/o-Roy Colony, PO:- Amtali, West Tripura, Age:-52
- 32. Sri Sudarshan Deb**, S/o- Sulkumar Deb, R/o- Vidyasagar Palli, IC. Nagar, West Tripura, Age:-43.
- 33. Sri Jayanta Bhowmik**, S/o-Ashit Bhowmik, R/o-R.K. Nagar, Sukanta Palli, PO: Khash Noagaon, Bodhjungnagar, West Tripura, Age-43.
- 34. Sri Ranendra Debbarma**, S/o- Sachindra Debbarma, R/o- Belbari, PO: Champaknagar, West Tripura, Age:-43.
- 35. Sri Sankar Das**, S/o- Madhusudan Das, R/o- Shanmura, PO: Lankamura, Agartala, West Tripura, Age-42.
- 36. Sri Biplab Acharjee**, S/o-Bimal Kanti Acharjee, R/o- Sonatala, PO: Sonatala, Khowai Tripura, Age:-58.
- 37. Sri Nani Gopal Acharjee**, R/o-Madhya Pratapgarh, West Tripura, Agartala, Age-52.

....Petitioner(s)

Versus

1. Shri. Gitte Kirankumar Dinkarrao, IAS

The Secretary, Health and Family Welfare Department, Government of Tripura, New Secretariat Building, New Capital Complex, Agartala, West Tripura, Pin-799010.

2. Prof. Dr. Sanjib Debbarma

The Director of Health Services, Govt. of Tripura, P.N. Complex, Gurkhabasti, Agartala, West Tripura.

3. Sri Apurba Roy

The Secretary, Finance Department, Govt. of Tripura, P.O-Secretariat Complex, P.S- New Capital Complex, Sub-Division Agartala, West Tripura.

....Respondent-Contemnor(s)

For the Petitioner(s)	:	Mr. P. Roy Barman, Sr. Advocate Ms. S. Debbarman, Advocate
For the Respondent-Contemnor(s)	:	Mr. S.M. Chakraborty, Sr. Advocate Mr. Kohinoor N. Bhattacharyya, Advocate Mr. D. Sarma, Advocate

**HON'BLE MR. JUSTICE ARINDAM LODH
HON'BLE MR. JUSTICE S.D. PURKAYASTHA**

ORDER

10.01.2025

Heard Mr. P. Roy Barman, learned senior counsel assisted by Ms. S. Debbarman, learned counsel appearing for the petitioners. Also heard Mr. S.M. Chakraborty, learned senior counsel assisted by Mr. Kohinoor N. Bhattacharyya, learned counsel appearing for respondent-contemnors no.1 and 2 and Mr. D. Sarma, learned counsel appearing for respondent-contemnor no.3.

This is an application for initiation of contempt proceedings against the respondent-contemnors for alleged wilful and deliberate violation of the directions of this Court passed on 08.02.2024 in WA No.118 of 2022 titled as the State of Tripura and Ors. vs. Sri Dipak Das and Ors.

Mr. Roy Barman, learned senior counsel for the petitioner, at the very outset, has drawn our attention to the relevant part of the order dated 08.02.2022 passed by learned Single Judge in WP(C) No.290 of 2021 for enhancement of wages of the petitioners, which reads as under:

“.... The enhancement of the wages as directed above shall be made within a period of three months from the day when a copy of this judgment will be made available to the respondents.....”

Thereafter, on expiry of 3(three) months, the petitioners herein had filed a contempt petition bearing Cont. Cas(C) No.71 of 2022 for non-compliance of the aforesaid direction.

While the contempt petition was pending, the respondent-contemnors herein had preferred an intra-court appeal being WA No.118 of 2022 against the order dated 08.02.2022 passed by learned Single Judge in WP(C) No.290 of 2021. The Division Bench of this Court vide order dated 08.02.2024 had set aside the order of the learned Single Judge as regards the creation of posts. However, on the basis of submission of Mr. Kohinoor N. Bhattacharyya, learned GA, this Court had not dealt with the issue of enhancement of wages.

Subsequently, when the contempt petition pending before this Court came for consideration on 14.03.2024, the same was disposed of by an order dated 14.03.2024 wherein this Court had made the following observations as regards the enhancement of wages:

“....As such, it is for the respondents to take a decision on the issue of creation of posts and also on the observations made in the penultimate paragraph of the order on the question of enhancement of wages of the petitioners within a reasonable time.”

Mr. Roy Barman, learned senior counsel for the petitioner has submitted that there is deliberate violation of the order passed by learned Single Judge of this Court in WP(C) No.290 of 2021 as the respondent-contemnors till today have not enhanced the wages of the petitioners at the lowest stage of the pay scale of GDA.

On the other hand, Mr. S.M. Chakraborty, learned senior counsel has submitted that the wages of the petitioners as GDA have been enhanced by the respondent-contemnors along with other GDAs.

We have considered the submissions of learned senior counsel as to whether there is any wilful and deliberate violation of any order passed by this Court.

At the very threshold, in our opinion, we do not find any order passed by any of the Courts to fix the pay scale of the petitioners at the lowest stage of GDA. So, this submission of learned senior counsel for the petitioner is not accepted.

In regard to the enhancement of wages of the petitioners, it is found that the Directorate of Health Services, Government of Tripura i.e. the respondent-contemnors have already enhanced the wages of the GDA including the petitioners.

In view of this, we do not find any wilful and deliberate violation of the order passed by this Court. The order of the Court has substantially complied with.

Accordingly, the contempt application stands dismissed.

JUDGE

JUDGE

Snigdha

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