

Item 3. 18-05-2022

CPAN 74 of 2021  
In  
MAT 873 of 2020

sg Ct. 8

Mukunda Mohan Halder & Ors.  
Versus  
Abhishek Biswas

Mr. Tapas Kr. Bhattacharya, Adv.  
Mr. Aviroop Bhattacharya, Adv.  
...for the petitioners

Mr. Susovan Sengupta, Adv.  
Mr. Subir Pal, Adv.  
...for the contemnor

The affidavit on behalf of the alleged contemnor filed in Court is taken on record.

We are not satisfied with the explanation offered by the contemnor in not complying with the order dated 17<sup>th</sup> April, 2019 within time i.e. 15<sup>th</sup> July, 2019.

The affidavit is unsatisfactory, as it does not furnish any reason for the alleged and delayed compliance of our order. Moreover, it does not furnish the basis of calculation of the compensation amount.

Mr. Tapas Kumar Bhattacharya, Advocate appearing for the petitioners submits that the said amount has not been paid in accordance with clause 3 sub-clause (xi) of the Memorandum dated 25<sup>th</sup> February, 2016.

We accept the submission made by Mr. Bhattacharya as it needs to be satisfied that there has been compliance with our order in true letter and spirit in view of the unsatisfactory affidavit.

Before we consider the apology sought to be tendered by the alleged contemnor, we give another opportunity to the contemnor to file an affidavit with better particulars and justify the cause of delay.

Let this matter be listed on 16<sup>th</sup> June, 2022 at 12:45 PM.

The alleged contemnor shall be personally present with the affidavit on the adjourned date.

**(Ravi Krishan Kapur, J.)**

**(Soumen Sen, J.)**