

**CRC 1 of 2021
with
MAT 574 of 2020
[Prof. (Dr.) Sruti Bandopadhyay Vs. Ashok
Kumar Mahato]**

(Through Video Conference)

**Mr. Jaydip Kar
Mr. Puspall Chakraborty
Mr. Subhajit Das
Ms. Prisanika Ganguly**

.....For the petitioner

**Mr. Hirak Kumar Mitra
Ms. Suchismita Ghosh
Mr. Soumya Majumder
Mr. Victor Chatterjee**

.....For the alleged contemnor

Mr. Ashok Kumar Mahato, the Registrar (Acting),
Visva Bharati University is present in Court with a further
affidavit showing compliance of our earlier order.

Mr. Hirak Kumar Mitra, learned senior counsel
representing the contemnor has submitted that till
February, 2021 all payments have been made and
received by the writ petitioner.

The reason for delay in making payment has been
stated in paragraphs 16 to 20. The allegation is that she
did not perform her duty in August, 2020. This contention
was raised earlier before us which did not find favour with
us for not releasing the salary of August, 2021. Repeating
the same excuse in his affidavit at this stage which we did
not accept earlier is not expected from the
contemnor/respondent.

It is not a fact that the contemnor was not aware of
the fact that in resisting the claim for salary for the month
of August, 2020, we have considered the materials which

prima facie goes to show that she had performed her duties which could not be successfully rebutted by the university.

However, considering the fact that there may not be wilful and deliberate violation of our earlier order and taking into consideration that as of today, the salary for the month of August, 2020 has been paid and an apology has been tendered by the contemnor present before us we dispose of the contempt application by recording compliance of our order.

Personal presence of contemnor is dispensed with.

(Saugata Bhattacharyya, J.)

(Soumen Sen, J.)