

26-03-2021
ct no. 13
Sl.5+6
sp

**WPCRC 24 of 2021
In
WPA 11547 of 2006**

**Sri Shankar Kumar Talukdar
Versus
Sri Abdul Kalam Azad**

(Via Video Conference)

Mr. Sri Srijan Nayak
Mrs. Rituparna Moitra
...for the petitioner

Mr. D.K. Sengupta,
Ms. Sweta Saha
....for the alleged contemnor

Contempt is alleged of order dated
November 28, 2018.

Mr. Nayak, learned counsel appearing for
the petitioner submits that while the order in
question had directed the Society to continue
departmental enquiry from the stage of the enquiry
report, no enquiry report was supplied along with
the second show cause notice.

Counsel for the alleged contemnor
submits that the resolution annexed to the show
cause is itself an enquiry report. Whether the
document at page 25, being resolution dated
November 20, 2002 of the contempt application
can be construed an enquiry report, cannot be
gone into in these proceedings.

Hence, the contempt application shall stand rejected.

Liberty is reserved to the employer Society, if necessary, to conduct a denovo enquiry. It is expected that the enquiry shall be completed within a period of 3 months from date.

The alleged contemnor is present in Court. His personal presence is dispensed and is discharged.

Rule shall stand discharged.

Urgent photostat certified copy of this order, if applied for, be given to the parties upon compliance of all formalities.

(Rajasekhar Mantha, J.)