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22.02.2022
Court No. 23
d.g.

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
APPELLATE SIDE

WPA 2986 of 2022

Vivek Tripathi
Vs.
Hindustan Copper Ltd. & Ors.

Mr. Partha Sarathi Biswas,
Mr. Saurabh Yadava,
Mr. Sanjib Kumar Ghosh.

... for the petitioner

Mr. Bikash Ranjan Neogi

... for the respondent

Affidavit-of-service filed in Court today is
taken on record.

The petitioner was appointed as Deputy
General Manager (Finance) in Hindustan Copper
Limited on 10th July, 2014. While in service the
petitioner faced a departmental proceeding. The said
departmental proceeding was concluded by an order
dated 25th January, 2020. The petitioner has
challenged the said final order dated 25th January,
2022 along with the Inquiry Report dated 10th
December, 2021 and the release order also dated
25th January, 2022. This is a service matter which
falls within the definition of Section 3 (q) of the
Administrative Tribunals Act, 1985 (hereinafter
referred to the said act). In as much as the
Hindustan Copper Limited is a notified organization
under the said Act. This Court, therefor, lacks
jurisdiction to receive and determine the instant writ
petition. The writ petition is dismissed as withdrawn

with liberty to file afresh before the appropriate tribunal under the said Act having jurisdiction over the petitioner's case on the self same cause, if any.

(Arindam Mukherjee, J.)