

29-04-2022
Item no.7
Subrata

IN THE HIGH COURT AT CALCUTTA
Special Jurisdiction
Appellate Side

CPAN No.214 of 2022
Sri Nirmal Dolui

-vs-

Sri Kalyan Dey, Executive Engineer, Kakdwip Irrigation
Division
arising out of
WPA No.7869 of 2019

Mr. Sarbanand Sanyal ...for the petitioner

Mr. Ashim Kumar Ganguly
Mr. Bellal Shaikh ...for the contemner

Heard both parties.

Learned advocate appearing for the alleged contemner submits documents, which may be taken on record, a copy whereof is served upon the petitioner, to establish that the order of this court dated December 20, 2019 passed in WPA No.7869 of 2019 has been complied with.

I am of the considered view that once an authority in compliance of the order of this court passes an order or takes any action and if the petitioner is not satisfied with the same, it gives rise to a fresh cause of action and further cause of action for contempt does not survive.

Considering the facts and circumstances of the case, the contempt petition being CPAN No.214 of 2022 is disposed of by dropping the contempt proceeding.

[Md. Nizamuddin, J]

