

January 11, 2023
ARDR
(3)

CPAN 147 of 2022
In
WPA 16310 of 2021

Monohar Singh
Vs.
Sumita Mukherjee

Adv. Lakshman Chandra Halder,
...for the applicant/petitioner.
Adv. Chandi Charan De,
Adv. Anirban Sarkar,
...for the alleged contemnor.

Affidavit of compliance submitted on behalf of the
alleged contemnor is taken on record.

It is submitted on behalf of the alleged contemnor
that the order under contempt has been complied with by
the concerned officer.

The affidavit of compliance indicates that the alleged
contemnor delivered charge of the office of the Deputy
Labour Commissioner on 30th November, 2018. The order
under contempt was passed on 1st December, 2021.

Since the alleged contemnor did not hold the post of
Deputy Labour Commissioner (respondent no.3) when the
order under contempt was passed, she is not governed by
the said order.

For the same reason, the contempt application filed
against Ms. Sumita Mukherjee does not lie.

Accordingly, the contempt application being CPAN
147 of 2022 is dismissed.

There shall however, be no order as to costs.

Urgent certified website copy of this order, if applied for, be furnished to the parties upon compliance of necessary formalities.

(Suvra Ghosh, J.)