

10 16.6.2023
Sc Ct. no.22

WPCRC 74 OF 2023
Arising out of
CPAN 244 OF 2023
in
WPA 17112 OF 2022

Smt. Mamata Desai

Vs.

Mr. Abhijit Mukherjee,
Special Commissioner, Pension
Sanctioning Authority, Department
of Higher Education, Government of
West Bengal

Mr. Krishnendu Bera
Ms. Debolina Chakraborty.

.....For the Petitioner

Mr. Amitava Chowdhury
Mr. Tapas Kr. Dey.

.....For the Contemnor

Mr. Malay Singh
Mr. Neelam singh.

....For the State

Mr. Amitava Chowdhury, learned counsel appearing for the alleged contemnor sought for leave to file his client's affidavit-in-opposition affirmed on May 19, 2023.

Such leave is granted. The said affidavit-in-opposition is taken on record.

Mr. Krishnendu Bera, learned advocate for the petitioner sought for leave to file his clients affidavit-in-reply, affirmed on July 14, 2023.

Such leave is granted. The said affidavit-in-reply is taken on record.

Mr. Krishnendu Bera, learned advocate appearing for the petitioner submitted that, the situation arose today cannot be adjudicated through this contempt petition any further as a new set of calculation of amount has been provided to the petitioner and the petitioner is aggrieved thereunder.

Learned advocate for the petitioner, in his usual fairness, had submitted that, in such a situation he will have to challenge the new set of calculation under the ***Memo No.158L/IC-335L/2022 at page 84*** to the affidavit-in-opposition affirmed on May 19, 2023.

In view of the above, this contempt proceeding ***WPCRC No.74 of 2023*** arising out of ***WPA 17112 of 2022*** stands ***dropped***.

The ***rule*** issued in the proceeding ***stands discharged***.

The petitioner shall be at liberty to proceed to challenge the subject memo as referred to above in accordance with law.

(Aniruddha Roy, J.)