

24.11.2023
PB
Sl. No.6.

WPCRC 192 of 2023
in
WPA 29165 of 2017

Nirmal Dey
Vs
Pankaj Tamang

Mr. Samim Ahmed,
Ms. Ambiya Khatun.
... For the Petitioner.
Mr. Ayan Banerjee,
Mrs. Dipa Bhattacharya.
.....for the State.
Mr. Hiranmoy Datta.
.....for the respondent.

Heard learned advocate appearing for the
petitioner and the alleged contemnor.

Learned advocate representing the alleged
contemnor produces the documents being order dated
21st November, 2023, passed by the authority
concerned and on perusal of which I find that the
order of this Court dated 28th June, 2021, alleged to
be violated has already been complied with and a copy
of such order passed in compliance of the order of this
Court be kept with the record. Learned advocate for
the alleged contemnor undertakes to file the said order
in the form of affidavit in course of this day.

Considering the facts and circumstances of the
case, I am of the considered view that since the order

of this Court alleged to have been violated, has already been complied with, this contempt proceeding is dropped with a caution to the authority to not to take the order of this Court very casually and not to repeat such type of mistake. It is clarified that if at all petitioner is not satisfied with the order of the authority in compliance of the order of this Court that may give rise to a fresh cause of action, but contempt proceeding no more survives.

Accordingly, this contempt application being WPCRC 192 of 2023 is disposed of.

(Md. Nizamuddin, J.)