

Item No.3&4

In the High Court At Calcutta
Special Jurisdiction
Appellate Side

14.12.2023
Ct-24

CPAN 1053 of 2023
in
WPA 18303 of 2015
Smt. Sabitri Mahata
v.
Swapan Samanta & Anr.
with
WPA 29065 of 2013
Swapan Kumar Hazra & Ors.
v.
The State of West Bengal & Ors.

Mr. Rudranil De
Mr. Lalratan Mondal
Mr. Dilip Kumar Sadhu
... for the petitioner.

Mr. Chittapriya Ghosh
Mr. S. Ghosh
Mr. Saumyajit Ghosal
... for the respondent no.2.

Mr. Jayanta Samanta
Mr. Kushal Biswas
... for the alleged contemnor no.1

Affidavit filed by the Teacher-in-Charge is taken on record.

It appears therefrom that the appointment of the petitioner has been approved by Office Order dated November 1, 2023. The approval mentions that the same is being accorded notionally with effect from February 3, 2015 i.e. from the date of appointment of Swapan Kumar Hazra and actually with effect from his date of joining on October 13, 2023.

The District Inspector Schools shall take note of the fact that by judgment dated March 24, 2023 the Court made it clear that Swapam will not get any financial benefit on and from the said date, not even the benefit which may have accrued to him on account of Provident Fund & Gratuity.

The Provident Fund & Gratuity which was credited in the account of Swapam shall be credited in favour of the petitioner in terms of the order of approval.

Nothing further is left to be decided in the contempt application.

The contempt application stands disposed.

Urgent certified photocopy of this order, if applied for, be supplied to the parties expeditiously on compliance of usual legal formalities.

Sh

(Amrita Sinha, J.)