

ORDER SHEET
CC 86 OF 2023
IN THE HIGH COURT AT CALCUTTA
SPECIAL JURISDICTION (CONTEMPT)
ORIGINAL SIDE

LOHIA HOLDINGS PRIVATE LIMITED
VS
PRINCIPAL CHIEF COMMISSIONER OF INCOME TAX, WEST BENGAL
AND SIKKIM AND ORS.

BEFORE:
The Hon'ble JUSTICE MD. NIZAMUDDIN
Date : 16th August, 2023.

Appearance:
Mr. Deb Datta Saha, Adv.
Mr. Ram Ratan Modi, Adv.
Ms. Rupal Singh, Adv.
Mr. Ashok Kumar Singh, Adv.
...For the Petitioner
Mr. Prithu Dudhuria, Adv.
...For the alleged contemnors

The Court: Heard learned advocates appearing for the petitioner and the alleged contemner.

Mr. Dudhuria, learned advocate appearing for the alleged contemner submits that due to inadvertence, in spite of stay of the proceeding by this Court the orders were passed by the assessing officer but immediately on coming to notice and knowledge of the alleged contemner about the order of stay of this Court he has issued an intimation on 10th August, 2023 to the petitioner for staying and not giving effect to the order alleged to have been passed in violation of the order of this Court.

Considering the submission of Mr. Dudhuria, I find that the cause of action of contempt does not survive any more. Accordingly, CC 86 of 2023 is disposed of without passing any order.

(MD. NIZAMUDDIN, J.)

