

1 17.7.2023
Sc Ct. no.22

CPAN 1085 OF 2017
in
WPA 18237 OF 2016

Asok Deb Bandyopadhyay (Banerjee)

Vs.
Abhortosh Majumder,
State of West Bengal
Government Pleader,
High Court, Calcutta – 700001
& Ors.

Ms. Kanak Kiran Bandyopadhyay

.....For the Petitioner

Mr. Kanak Kiran Bandyopadhyay, learned advocate
appeared for the petitioner today.

None appeared for the alleged contemnors.

Today, the contempt proceeding had appeared
under the heading “**To Be Mentioned**” at the instance of
the Court after detecting the mistake that, the **contempt**
proceeding had already been **dismissed for default** by
a coordinate Bench by its order dated **September 27,**
2018.

Subsequently, by mistake without noticing the
existence of the said order dated **September 27, 2018,**
several coordinate Benches along with this Court had
passed orders on **August 2, 2021, June 15, 2022,**
August 11, 2022, May 12, 2023 and June 16, 2023.

The note of the department dated **February 15, 2023** appearing from record showed that, the department also by mistake did not take notice of the said order of dismissal dated **September 27, 2018**.

Since the orders subsequent to **September 27, 2018** were passed due to mistake on the part of the department and the Court, **all these orders** viz. **August 2, 2021, June 15, 2022, August 11, 2022, May 12, 2023 and June 16, 2023** stand **recalled**.

The contempt proceeding which was dismissed for default on September 27, 2018 stands dismissed for default as it is.

Office

The registry and the computer section is directed to rectify the record of the proceeding accordingly, forthwith.

(Aniruddha Roy, J.)