

JPD-14
Ct. No. 01
14.08.2025
AKG

CALCUTTA HIGH COURT
In The Circuit Bench at Jalpaiguri
Appellate Side

MAT 67 of 2025
With
CAN 1 of 2025 & CAN 2 of 2025
Parijat Chakraborty
Vs.
The State of West Bengal & Ors.

Mr. Shubham Gupta,
Mr. Debayan Goswami,
Mr. Reshab Kumar
... for the Appellant/writ Petitioner

Mr. Soumik Dey,
Mr. Saikat Pal,
Mr. Subhomoy Paul,
Mr. Gopal Roy

...for Respondent No. 6

Mr. Nabankur Paul

...for the State

Mr. Bhaskar Roy Mahashaya

...for Respondent No. 5

The appellant/writ petitioner challenges an interim order dated July 31, 2025, passed by a Single Bench by which the learned Judge restrained the concerned authorities from issuance of a fresh tender without leave of the Court.

We are quite surprised that though the interim order is passed in favour of the petitioner, he feels aggrieved by the same.

Learned advocate appearing for the appellant/writ petitioner submits that the respondent authorities sought to supplement the reason for the

cancellation of the tender issued. Such action is not permissible in the eye of law.

It appears that the learned Judge has only recorded the submissions advanced on behalf of the parties and did not come to any independent finding regarding the merit of the case. It is a settled law that observations made in any interim order are only, prima facie, in nature. Such prima facie findings may not have any bearing on the final adjudication of the writ petition. The learned Judge passed a direction for filing an affidavit by respondent no. 4.

Nothing more requires to be clarified.

Accordingly, MAT 67 of 2025 along with CAN 1/2025 & CAN 2/2025 is dismissed.

(Partha Sarathi Chatterjee, J.)

(Kausik Chanda, J.)