

**IN THE HIGH COURT AT CALCUTTA
CIRCUIT BENCH AT JALPAIGURI
SPECIAL CIVIL JURISDICTION
CONTEMPT**

09 **28.01.2025**
b.r. Ct. no.2

**CPAN 57 OF 2024
in
WPA 529 OF 2023**

State Bank of India,
Stressed Asset Recovery Branch
Siliguri, represented by the
Authorised Officer & Anr.

Vs.

Dr. Preeti Goyal,
District Magistrate, Darjeeling

Mr. Milindo Paul
Mr. Nabankar Paul
Ms. Sutapa Sen Paul
Ms. Bedashruti Bose
Mr. Subham Das
Mr. Bodhisatya Ghosh.

...For the Petitioners

This is a contempt proceeding arising from an order dated **April 3, 2023** passed by this Court.

None appears for the alleged contemnor.

On the prayer of Mr. Nabankur Paul, learned advocate appearing for the petitioners, leave is granted to the petitioners to file a supplementary affidavit disclosing the reasoned order passed by the alleged contemnor dated **December 6, 2024, annexure-E at Page-9** to the supplementary affidavit. The supplementary affidavit filed in Court today, is taken on record.

Contempt is a quasi criminal proceeding. The punishment for contempt is either on simple imprisonment or with fine or both. Therefore, the jurisdiction of contempt cannot be and should not be exercised loosely,

The reasoned order passed by the alleged contemnor pursuant to the direction of this Court shows that after granting an opportunity of hearing, the reasoned order was passed. The reasoned order may be correct may be wrong in law but the correctness or quality of the reasoned order cannot be assessed by a Court in exercising its contempt jurisdiction. In a contempt proceeding, if there is any willful or deliberate violation of the direction of the Court, the same can be taken note of. The understanding, application of law or the quality of the impugned order in the light of the prevailing law, cannot be gone into by a Court in exercise of its contempt jurisdiction.

In view of the above, this Court is satisfied that the direction of this Court dated **April 3, 2023** has been complied with and there has been no deliberate or willful violation of the order on the part of the alleged contemnor.

In the event, the petitioners are aggrieved with the legality or correctness of the order passed by the alleged contemnor, the petitioners shall be at liberty to

take recourse to law in accordance with law by challenging the same.

In view of the above, this Contempt Proceeding, **CPAN 57 of 2024** stands **dropped** and **closed**.

Accordingly, **CPAN 57 of 2024** stands **disposed of**, without any order as to costs.

(Aniruddha Roy, J.)