

D/L- 181
17/02/2026
Ct. No.-19
Aritra

WPA 1599 of 2026

**Mausumi Sil @ Mausumi Sil Khan
Vs.
The State of West Bengal & Ors.**

Mr. Sadhan Kumar Halder
Mr. Mrinmoy Mohan Barat

....for the petitioner

Mr. Chandi Charan De, AGP
Mr. Haripada Maity

....for the State

Mr. Ankit Sureka
Mr. Biplob Das

....for the respondent Nos.2 to 4

Mr. Soumyadeep Biswas

....for the respondent Nos.5 to 7

Mr. Tapas Kumar Bhattacharya
Ms. Suprova Sarkar
Mr. Pappu Adhikari

....for the respondent No.10

The learned advocate appearing for the respondent Nos.5 to 7 files an affidavit pursuant to the order dated February 3, 2026.

It has been specifically stated in paragraph 5 thereof that in terms of Clause 26.12 of the Service Rules of the Bank, the General Body of the respondent No.5 i.e., Nadia District Central Co-operative Bank Limited is authorised to entertain, hear and dispose of any appeal arising out of an order passed by disciplinary authority.

Faced with such situation, Mr. Halder, learned advocate for the petitioner prays for leave to withdraw this

writ petition with liberty to approach the appellate authority in accordance with law. Mr. Halder further submits that the copy of the enquiry report has not been supplied to the petitioner.

Such fact is however disputed by the learned advocate for the respondent Nos.5 to 7.

However, in order to avoid all further controversies in this regard, this Court directs Mr. Biswas, learned advocate for the respondent Nos.5 to 7 to supply a copy of the enquiry report to Mr. Halder, learned advocate for the petitioner on or before February 20, 2026.

In the light of the submission made by Mr. Halder, learned advocate for petitioner, WPA 1599 of 2026 stands dismissed as withdrawn with liberty to the petitioner to approach the appropriate authority.

In case the petitioner approaches the appellate authority on or before March 20, 2026, the appellate authority shall consider the appeal on merits without dismissing the same on the ground of limitation.

The aforesaid liberty has been granted to the petitioner to approach the appropriate authority within a specified time taking note of the fact that the petitioner has approached this Court under Article 226 of the Constitution of India challenging the order of the disciplinary authority.

There will be no order as to costs.

All parties shall act on the server copy of this order duly downloaded from the official website of this Court.

(Hiranmay Bhattacharyya, J.)