

Item No.624

In the High Court At Calcutta
Special Jurisdiction
Appellate Side

31.08.2023
Ct-24

CPAN 126 of 2022
In
WPA 6839 of 2021

Dr. Pranab Kumar Bandopadhyay
v.
Prof. B.S. Mahapatra & Ors.

Mr. Ranajit Chatterjee
... for the petitioner.

Mr. Prabir Dasgupa
Mr. Suman Dey
... for the contemnors.

An affidavit-of-compliance has been filed by the Registrar, Bidhan Chandra Krishi Viswavidyalaya. The statement of payment of the petitioner is annexed to the said affidavit.

The petitioner has filed an exception to the affidavit-of-compliance. The petitioner alleges erroneous calculation on the part of the University in making payment.

I am of the opinion that the fact of erroneous calculation at the time of making the payment cannot be ascertained in the contempt application. The same gives

rise to a fresh cause of action which cannot be adjudicated in the contempt proceeding.

It will be open for the petitioner to file appropriate proceeding before the competent Court for redressal of his grievance, if so advised.

The contempt application stands disposed of.

Urgent certified photocopy of this order, if applied for, be supplied to the parties expeditiously on compliance of usual legal formalities.

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(Amrita Sinha, J.)