

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.19890 OF 2017

ANINDO MAJUMDAR

Appellant(s)

VERSUS

U.N. CHOUDUARY

Respondent(s)

O R D E R

1. The Order of the High Court of Calcutta dated 23.11.2017 insofar as imposition of cost of Rs.10,000/- (Rupees ten thousand only) is concerned is the subject matter of challenge in the present appeal. The appeal arises out of a contempt proceeding. The High Court after having held that no contempt has been committed thought it proper to impose the aforesaid cost on account of a perceived indifference on the part of the appellant and the resultant inconvenience caused to the contempt petitioner.

2. We have considered the matter. None has appeared on behalf of the respondent. The written communication sent by the respondent to the Registry, which is on record, has been duly considered.

3. On such consideration, we are of the view that on the very face of it the part of the order of the High Court imposing cost of Rs.10,000/- on the appellant is without any reasonable basis. We, therefore, set aside the aforesaid part of the order and allow the appeal.

....., J.
(RANJAN GOGOI)

....., J.
(NAVIN SINHA)

....., J.
(K.M. JOSEPH)

NEW DELHI
AUGUST 29, 2018

ITEM NO.8

COURT NO.2

SECTION XVI

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Civil Appeal No.19890/2017

ANINDO MAJUMDAR

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VERSUS

U.N. CHOUDUARY

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Date : 29-08-2018 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE RANJAN GOGOI
HON'BLE MR. JUSTICE NAVIN SINHA
HON'BLE MR. JUSTICE K.M. JOSEPH

For Appellant(s) Mr. Samanta, Adv.
Ms. G. Indira, AOR
Mr. K.V. Jagdishvaran, Adv.

For Respondent(s)

UPON hearing the counsel the Court made the following
O R D E R

The appeal is allowed in terms of the signed order.

(POOJA ARORA)
COURT MASTER

(ASHA SONI)
BRANCH OFFICER

(Signed order is placed on the file)