

15.11.2021
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Sl. No. 33
Ct. No. 05

WPA 5 of 2020

[Via Video Conference]

Uttam Kumar Saha & Ors.
-Versus-
State of West Bengal & Ors.

Mr. Amlan Kr. Mukherjee for the petitioners
Mr. Santanu Kr. Mitra for the State

According to the learned counsel for the petitioners, the prayer in the present writ petition which is for direction on the respondent authorities to accept the applications along with requisite fees for grant of contract carriage permits in Route No. 121 Milk Colony to Sinthee More via Dutta Bagan, Paik Para 1st Row, Birpara More, B.K. Paul Lane, Seven Tanks, South Sinthee has been substantially addressed by an order of a coordinate Bench dated 4th March, 2021 in WPA 49 of 2020. By the said order, the learned single Judge directed the Secretary to the Government of West Bengal, Transport Department to instruct each and every Regional Transport Authority covered under Gazette Notification dated 10th December, 2018 to publish a notice every month with the number of vacancies within the jurisdiction of the RTA together with the cut-off date by which applications for grant of

permits will have to be made by the interested parties. Counsel submits that even though notice was published pursuant to the order on 3rd November, 2021, Route No. 121 does not find place in the said notice.

Learned counsel appearing for the State submits that the reason for not mentioning Route-121 in the notice is because there was no vacancy in the said Route. Counsel submits that since the next notice will be published in the month of December, Route-121 shall be mentioned if vacancies are found in the said Route.

Having regard to the above, WPA 3 of 2020 is disposed of with a direction on the respondent No. 2 being the Regional Transport Authority to publish the next Notice as directed by co-ordinate Bench having particular regard on whether there are resulting vacancies in Route-121. The requisite cut-off date shall also be mentioned in the notice so that the petitioners can make appropriate applications within the said date.

Since learned counsel appearing for the State submits that the allegations made against the State respondents are not correct, such allegations are denied. This order will be subject to the requisite Court fees being put in by the writ petitioners.

Urgent photostat certified copy of this order, if applied for, be given to the learned Advocates for the parties on the usual undertakings.

(Moushumi Bhattacharya, J.)