

04.03.2021
Item No. 24.
(P.Jana)

(Via Video Conference)

WPA 5837 of 2021

Sk. Khurshed Ali

-Vs-

The State of West Bengal & ors.

Mr. Ziaul Haque,
Mr. Mazhar Hossain Chowdhury,
... for the petitioner.

Mr. Ansar Mondal,
Mr. Sougata Mitra,
... for the State respondents.

Affidavit of service filed on behalf of the petitioner
in Court today be kept with the record.

The petitioner claims that his land in execution of
the Project of Establishment of Haldia Dock was
acquired in LA Case No. 05/70-71 and being landloser
in the said acquisition proceeding he is entitled to be
rehabilitated in a plot of land.

The petitioner has made a representation to the
Additional District Magistrate, Purba Medinipur, the
respondent no. 4 herein praying such rehabilitation.

The said representation dated December 2, 2020
is appearing at page 27 being Annexure P-9 to the writ
petition.

The grievance of the petitioner is that the said
respondent has not yet disposed of the said
representation.

Mr. Ansar Mondal, learned counsel appearing for
the State respondents, submits that the respondent no.
4 is an appropriate authority to consider the
representation of the petitioner.

Under such circumstances, the respondent no. 4 is directed to consider the said representation of the petitioner in accordance with law and to dispose it of by a reasoned order within a period of six months from the date of communication of this order.

It is made clear that this Court has not gone into the merit of the claim of the petitioner.

WPA 5837 of 2021 is thus disposed of. No order as to costs.

The petitioner is required to serve a complete copy of the writ petition along with the copy of this order upon the respondent no. 4 within a week from date.

Since no affidavit-in-opposition has been invited the allegations made in the writ petition are deemed to have been denied by the respondents.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties subject to compliance of all requisite formalities.

(Biswajit Basu, J.)