

Court No. 24

**25.03.2021**

(Item No. 169)

(AB)

**W.P.A 6423 of 2021**

Abhijit Halder @ Abizit Halder

Vs

The Union of India & Ors.

Mr. Soujanya Bandyopadhyay

..... for the petitioner

Mr. Susanta Mukherjee

Mr. Arunava Maiti

..... for the State

Mr. Amal Kumar Datta

..... for Union of India

The petitioner alleges that there has been misuse of the grant under the Pradhan Mantri Gramin Awas Yojana (PMAY-G).

The petitioner raised objection before the respondent authorities by letter dated 19.02.2021 and submits that the same has not been considered by the respondent authorities till date.

The learned advocates appearing on behalf of the respondent authorities do not have any instructions in the matter.

None appears on behalf of the Gram Panchayat and the private respondents despite service. Affidavit of service filed in Court is taken on record.

As it appears that the representation raising objection to the grant of funds in terms of the aforesaid scheme is pending consideration at the end of the respondent authorities, no useful purpose will be served by keeping the writ petition pending.

The writ petition is accordingly disposed of by directing the Block Development Officer, Budge Budge-II being the respondent No. 5 to consider and dispose of the representation made by the petitioner on 19.02.2021 strictly in accordance with law, after giving an opportunity of hearing to all the necessary parties, including the petitioner, at the earliest, but positively within a period of twelve weeks from the date of communication of a copy of this order.

The said respondent shall pass a reasoned order and communicate the same to all the necessary parties, including the petitioner, immediately thereafter.

It is made clear that this Court has not entered into the merits of the claim made by the petitioner and all points are left open to be decided by the aforesaid respondent at the time of consideration of the representation of the petitioner.

The petitioner is directed to forward a copy of the representation dated 19.02.2021 to the aforesaid respondent at the time of communicating the order of the Court.

The writ petition stands disposed of.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties upon completion of usual legal formalities.

**(Amrita Sinha, J.)**