

August 26, 2021

ARDR

(33)

**WPA 9263 of 2021**

Susanta Mondal & anr.

Vs.

The State of West Bengal & Ors.

Mr. Amit Baran Dash,

...for the petitioners.

Mr. Chandi Charan De,

...for the State.

The grievance of the petitioners is directed against alleged removal of unauthorised encroachment from the land of the Public Works Department.

It is also alleged on behalf of the petitioners that the private respondents have caused illegal and unauthorised construction to take place on Government land and despite representation the State respondents have taken no steps in the matter.

Mr. De appears for the State and submits that the Executive Engineer being the respondent no.3 be directed to consider and dispose of the representation of the petitioners appearing at page 18 of the petition dated 22<sup>nd</sup> February, 2021.

In view of the submissions made on behalf of the parties the respondent no. 3 is directed to consider the representation of the petitioners within a period of four weeks from date after giving a right of hearing to all the affected parties.

I make it clear that I have not gone into the merits of the controversy raised by the petitioners and the respondent no.3 is not to be influenced by any observation or finding insofar as the merits of the case are concerned.

With the aforesaid directions, WPA 9263 of 2021 is disposed off.

**(Ravi Krishan Kapur, J.)**