

27.04.2021
(S/L-16)
Ct.-18
(P. Jana)

(Via Video Conference)

W.P.A. 9373 of 2021

Golam Nabi Molla & ors.

-Vs-

The State of West Bengal & Ors.

Mr. Kajal Ray,
Mr. Abdus Salam,
Mr. Subrata Mukherjee,
..... For the Petitioners.

Mr. Victor Chatterjee,
..... For the respondent no. 2/IOC

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

The grievance of the petitioners is that second of
the two cheques issued to them on account of crop
compensation by the competent authority, Indian Oil
Corporation Ltd., the respondent no. 2 herein, could
not be encashed for lack of sufficient funds in the
account of the said respondent.

The petitioners are praying for a direction for
immediate payment of the amount under the said
second cheque.

Mr. Victor Chatterjee, learned advocate appears
on behalf of the respondent no. 2, he strongly
disputes that the second cheque could not honoured
for insufficiency of funds in the drawer's account. He,
however, submits that if the petitioners contact the
respondent no. 2, a fresh cheque would be issued to
them.

In view of such stand being taken by the respondent no. 2, the writ petition being W.P.A 9373 of 2021 is disposed of by directing the respondent no. 2 to issue a fresh cheque to the petitioners in lieu of the said earlier second cheque, if contacted.

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

No order as to costs.

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

(Biswajit Basu, J.)