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16.12.2021
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W.P.A. 14324 of 2021

(Jiban Hari Mondal vs. State of West Bengal & Ors.)

Mr. K. J. Tewari
Mr. Panchanan Hazra
.... For the Petitioner

Mr. C. C. De
Mr. Supratim Dhar
.... For the State

The petitioner complains that his land was requisitioned according to the West Bengal Land (Requisition & Acquisition) Act, 1948 (hereinafter referred to as the “said Act of 1948”) but the land was not acquired subsequently. In the meantime, the said Act of 1948 stood repealed with effect from March 31, 1997.

The petitioner filed a representation before the respondent No.3 on July 20, 2021 for release of his land and payment of compensation but the said representation has not been considered till date. The petitioner prays for consideration of the said representation by the concerned authority.

Having considered the submissions made by the learned counsels appearing on behalf of the parties and the material on record, I dispose of the writ petition with a direction upon the respondent No.3 to consider and dispose of the representation filed by the petitioner on July 20, 2021 within a period of three months from the date of communication of this order and after giving reasonable opportunity of hearing to all the affected parties including the petitioner, in accordance with law.

With the above observations and directions this writ petition WPA 14324 of 2021 is disposed of. However, there shall be no order as to costs.

Since no affidavit is invited, the allegations contained in the petition are deemed not to be admitted.

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

(Suvra Ghosh, J.)