

07
22.11.2021
Court. No.13
b.das

W.P.A. 17241 of 2021

Smt. Ramishannesha Bibi
Vs.
Union of India & Ors.

Mr. P. K. Pakrashi
.....for the Petitioner.

Sk. Md. Galib
Ms. S. Nag ...for the State

The affidavit of service filed on behalf of the petitioner in court is taken on record.

The petitioner is the widow of an applicant for getting the benefit under Pradhan Mantri Awaas Yojana Scheme.

Mr. P. K. Pakrashi, learned Advocate appears on behalf of the petitioner and submits that beneficiary number, upon processing the application of the husband of the writ petitioner, has already been allotted for sanctioning the said benefit.

It has also been contended on behalf of the writ petitioner that a list of eligible candidates for getting the benefit under Pradhan Mantri Awaas Yojana Scheme has been prepared by the concerned respondent authorities and according to the said list name of the petitioner's husband is appearing at serial No.125 whereas the applicant whose name is appearing at serial No.136 has already been given the benefit under the said Scheme.

Mr. Galib, learned Advocate appears on behalf of the State respondents and submits that the son of the writ petitioner has already received the benefit under Banglar Awaas Yojana, which is also similar to Pradhan Mantri Awaas Yojana Scheme and that may be the reason for not extending the benefit under the Pradhan Mantri Awaas Yojana Scheme.

It is also submitted on behalf of the State respondents that a registration number has also been allotted to the son of the writ petitioner being the recipient of the benefit of Banglar Awaas Yojana.

This Court has considered the contentions of the rival parties to this writ petition and directs the Block Development Officer, Debra Balichak, district Purba Midnapore, respondent No.8 to take decision on the application of the petitioner dated 30th December, 2020, Annexure P-2 to this writ petition, within a period of eight weeks from the date of communication of this order and pass reasoned order.

Before taking such decision, the respondent No.8 is also directed to grant opportunity of hearing to the writ petitioner.

The decision to be taken by the respondent No.8 shall be intimated to the petitioner within a period of one week thereafter.

Since no affidavits are called for, the allegations contained in the writ petition are deemed not to have been admitted.

Since this Court has not gone into the merits of the issue, all points are left open to be decided by the respondent No.8.

With the aforesaid directions WPA 17241 of 2021 is disposed of.

There shall be 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.

(Saugata Bhattacharyya, J.)