

WPLRT 64 of 2021
(Through Video Conference)

Smt. Sontosh Devi Bajoria & Anr.
VS.
The State of West Bengal & Ors.

Mr. Saptansu Basu
Mr. Supratim Laha
Mr. Abhishek Jain
Mr. Binay Kumar Jain
.....For the petitioners

Mr. T. M. Siddiqui
Mr. N. Chatterjee
.....For the State

The instant writ petition has been taken out on the basis of an order dated 12th April, 2021 indicating that the matter which was put up on 12th April, 2021 before the 4th Bench of the Land Reforms and Tenancy Tribunal, by fixing the date after a gap of eleven months, i.e., 11th March, 2022.

The grievance of the petitioners in the instant writ petition is that the tribunal application which was filed in 2021, is still in the docket of the Tribunal and in fact, no alacrity is shown to get it disposed of at an earliest. It is contended that the manner in which the dates are fixed by the Tribunal, shows that the matter would never reach to the logical end in the near future.

If the Tribunal behaves in such manner and shows the no responsibility in achieving the timely disposal of the cases, the purpose and object as envisaged in the Constitution would be frustrated.

Mr. Siddiqui, learned Advocate appearing for the State in his fairness submits that the support to such action cannot be extended as the timely disposal is one of the envisioned concept in a judicial dispensation system.

Since no right has been decided and the grievance appears to be restricted to the fixation of the matter after eleven months, we feel that the justice would be subserved if the members of the Tribunal are sensitized in the sense that the matter which could have been disposed of at an alarming pace is being protracted because of the insensitivity and the zeal to bring to its logical conclusion. Without sermonizing or making any advance remark, we request the member of the 4th Bench of the Land Reforms and Tenancy Tribunal to fix a date for hearing of the tribunal application within 15 days from the date of communication of this order and the effort shall be shown to dispose of the same within one month therefrom in accordance with law.

The application is, thus, disposed of.

There shall, however, be no order as to costs.

All parties shall act upon the server copy of this order duly downloaded from the official website of this Court.

(Harish Tandon, J.)

(Rabindranath Samanta, J.)

