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27.07.2021
KC

WPA No. 23938 of 2009
(CAN 2 of 2021)
(VIA VIDEO CONFERENCE)
Sri Dulal Kumar Dutta
Vs.
The State of West Bengal & Ors.

Mr. Partha Chakraborty
Ms. Sharmistha China.
... for the petitioner.

Mr. Partha Pratim Roy
Mr. Ayan Banerjee.
... for the State.

CAN 2 of 2021 is disposed of by taking up the writ
petition for consideration.

By this writ petition, the petitioner complains that
an application under Section 9 of the Bengal Public Demands
Recovery Act, 1913 was not decided by the Authority.

State is represented.

It appears that, the certificate proceedings were
initiated against the petitioner under the Act of 1913. The
petitioner as the Certificate Debtor applied under Section 9
of the Act of 1913 claiming that he is not liable. Such petition
is yet to be decided.

In such circumstances, it would be appropriate to
direct the Certificate Officer to decide the application made

by the petitioner under Section 9 of the Act of 1913 within a period of fortnight from the date of communication of this order.

WPA 23938 of 2009 is disposed of accordingly without any order as to costs.

(Debangsu Basak, J.)