

Sl. No.26
30.08.2022

Court No.24
B.M.

In The High Court At Calcutta
Constitutional Writ Jurisdiction
Appellate Side

WPA 12998 of 2021

Bholanath Kanodia
Vs.
State of West Bengal & Ors.

Mr. Debasish Chattopadhyay
Mr. Loknath Paul
Mr. Tirthankar Basu

... for the petitioner

Mr. Raja Saha
Mr. B. Basu Mullick

... for the State

Mr. Tapan Kumar Rakshit

... for the respondent nos. 2 & 3

Mr. Emon Bhattacharya
Ms. Pooja Sah

... for the private respondent

Mr. Achyut Basu
Mr. Anirban Saha
Ms. Sonam Basu
Mr. Srikumar Chakraborty

... for the respondent nos.7 & 8

The petitioner alleges fraud on the part of the respondent nos. 7 & 8 at the time of transferring certain plots of land in their favour.

It has been submitted that fraudulent documents have been relied upon by the respondent nos.7 & 8 for obtaining the sanctioned plan from the Kalyani Municipality.

As it appears that the petitioner primarily alleges fraud on the part of the respondent nos.7 & 8, this Court is of the opinion that the respondent authorities

impleaded in the present writ petition are not the competent authority to decide the issue of fraud. Accordingly, no relief can be granted to the petitioner in the instant case.

It will be open for the petitioner to approach the appropriate forum, in accordance with law, if so advised.

The writ petition stands disposed of.

Urgent photostat certified copy of this order be supplied to the parties, if applied for, as early as possible.

(Amrita Sinha, J.)