

16.09.2022
rc/ct.no.10
Item No.27

WPA No. 15008 of 2022

Mr. Lakshminath Bhattacharjee ...for the petitioners

Mr. Chandi Charan De ...for the State

On the prayer of the learned counsel appearing on behalf of the petitioners liberty is granted to deposit deficit courts fees on or before 19.09.2022.

On the prayer of the petitioners the name of The Pradhan, Deulbari Debipur Gram Panchayet, being the 11th respondent herein, be expunged from the cause title of the writ petition. The cause title be amended accordingly.

Affidavit of service filed by the petitioners is taken on record.

None appears on behalf of the State-respondents despite service.

Mr. Chandi Charan De, learned advocate, who usually appears on behalf of the State-respondents and is present in Court today, is requested to represent the State-respondents in this matter. The office of the learned Legal Remembrancer is requested to regularise the service of Mr. De in this matter.

The petitioners are directed to serve a copy of the writ petition along with annexure thereto to Mr. De in course of this day.

It is contended by the learned counsel appearing on behalf of the petitioners that the plot of land owned and occupied by them was acquired by the State-respondents for the purpose of re-construction of aila affected embankment in the Sundarban area but no compensation was paid to them for the same. The petitioners seek liberty to submit a comprehensive representation before the concerned authority in this regard and pray for a direction upon the authority to consider the said representation at the earliest.

It is submitted on behalf of the State-respondents that the 4th respondent be directed to consider the said representation in accordance with law.

In view of the above, the writ petition is disposed of with liberty to the petitioners to submit a comprehensive representation ventilating their grievance before the 4th respondent within 7 days from date. The 4th respondent is directed to consider and dispose of the representation within two months from the date of receipt thereof after affording reasonable opportunity of hearing to all the affected parties including the petitioners, in accordance with law.

The decision taken by the authority shall be communicated to the petitioners within a week thereof.

With the above observations and directions this writ petition is disposed of.

There shall be, however, 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 furnished to the parties upon compliance of necessary formalities.

(Suvra Ghosh,J)