

32 28.11.2022

gd/ssd

WPA(P)/452/2022
BIPLAB KUMAR CHOWDHURY
VS
THE STATE OF WEST BENGAL AND ORS.

Mr. Kushal Chatterjee
..for the Petitioner.

Mr. Jahar Lal De,
Mr. Supratim Dhar
..for the State.

Mr. Arjun Ray Mukherjee
..for the respondent no.5.

Mr. Pijus Kanti Khanra,
Mr. Uttam Banerjee,
Mr. Mrinal Kanti Biswas
..for the respondent no.14.

In this public interest petition the petitioner has made allegation against the private respondent no.14 that he is conducting illegal business of processing of marble blocks brought from Rajasthan and other States after clearing the forest land adjacent to Indo-Nepal border near Bagdogra.

It has been pointed out that the petitioner has already filed representation dated 17.11.2021 before the respondent no.8 i.e. Divisional Forest Officer, Kurseong. The issues which the petitioner is raising require factual enquiry which can more appropriately be done by the respondent no.8.

Learned counsel for the State has fairly submitted

that there is no objection in considering and deciding the petitioner's representation.

Hence, we dispose of the present petition at this stage by directing the respondent no.8 to duly consider the petitioner's representation dated 17.11.2021 in accordance with law after giving an opportunity of hearing to all the concerned parties and after carrying out the spot inspection, if required.

Let this exercise be completed within a period of three months from the date of receipt of a copy of this order.

The petition is accordingly disposed of.

(Prakash Shrivastava, C.J.)

(Rajarshi Bharadwaj, J.)

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