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jdt.

12.06.2023
jb.

W.P.A. 3081 of 2023
(Prabhas Ghosh vs. State of West Bengal & Ors.)

Mr. Rahul Karmakar
Mr. Sourav Guchhait
.... For the Petitioner

Mr. Ansar Mondal
Mr. Hasibul Islam
.... For the State

Mr. Sanjay Saha
Mr. Subhasish Bhattacharya
.... For the WBMDTC Limited

Affidavit of service filed on behalf of the petitioner
is taken on record.

It is contended on behalf of the petitioner that
being the highest bidder in the e-auction floated by the
State respondents on June 12, 2017 the petitioner was
granted long term mining lease for a period of five years
vide deed of lease executed on 16th March, 2018. The
petitioner obtained physical possession of the plot in
question on December 11, 2019. The petitioner was
unable to carry on mining operation due to advent of
covid 19 pandemic and seeks to submit a
comprehensive representation before the concerned
authority requesting extension of the deed of lease for a

period of 41 months during which he was unable to carry on mining operation.

It is submitted on behalf of the State respondents that the 6th respondent be directed to consider the representation, in accordance with law.

In view of the above, the writ petition is disposed of granting liberty to the petitioner to submit a comprehensive representation before the 6th respondent within 7 days from date. The 6th respondent is directed to consider and dispose of the representation within one month from the date of receipt thereof upon affording reasonable opportunity of hearing to all the stakeholders including the petitioner, in accordance with law.

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

The writ petition is thus disposed of.

There shall be no order as to costs.

Since no affidavit has been invited, allegations contained in the writ petition shall be deemed not to have been admitted.

Urgent certified website copy of the order, if applied for, be given to the parties on compliance of requisite formalities.

(Suvra Ghosh, J.)