

28.02.2023

WPA(P) 63 of 2023

**Shishir Kumar Ghosh
Vs.
The State of West Bengal & Ors.**

Mr. Manas Kumar Das
Mr. Aritra Kumar Thokdar

... ... for the petitioner

Mr. Naba Kumar Das
Mr. Abdus Salam

... ... for the State

The affidavit of service filed by the petitioner is taken on record.

In this public interest petition the residents of Pulia village has raised the grievance that a new health centre is being constructed in Burwan Block at Godapara village whereas in the village Pulia the adequate medical facilities are not available. Hence, the prayer of the petitioner is to construct the health centre at Pulia village instead of Godapara.

It is the stand of the learned counsel for the State that the policy decision was taken to construct the health centre at Godapara village. However, the issue still remains, if the proper health facilities can be extended to the residents of village Pulia.

It has been pointed out that the petitioner's representation dated 25th January, 2023 in this regard is already pending before the respondent no.3, District Magistrate, Murshidabad but the same is confined to

limited issue. Therefore, we grant liberty to the petitioner to file fresh representation before respondent no.3.

The respondent no.3 is directed to duly consider the petitioner's representation in accordance with law.

It will be open to the respondent no.3 to give an opportunity of hearing to all the concerned parties, if the need so arises.

Let the representation be decided within a period of three months from the date of receipt of representation.

The petition is accordingly disposed of.

(Prakash Shrivastava, C.J.)

(Rajarshi Bharadwaj, J.)