

WPA 9815 of 2023
Sri Provash Naskar & Ors.
Vs.
The State of West Bengal & Ors.

Mr. Debayan Bera
Mr. Sakti Prasad Chakraborty
...for the petitioners.

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

None appears for the respondents despite service.

Mr. Chandi Charan De who is present in Court and usually appears for the State is requested to represent the State in this matter. The appointment of Mr. De, learned advocate be regularised by the office of the learned Legal Remembrancer. Copy of the writ petition along with annexure thereto be served upon Mr. De in course of the day.

Being aggrieved by the award determined by the learned Land Acquisition Tribunal, the petitioners filed an application under Section 28 A of the Land Acquisition Act, 1894 seeking re-determination of the award on 6th May, 2014 which is yet to be considered.

The petitioners pray for a direction upon the authority to consider the application at the earliest.

It is submitted on behalf of the State respondents that the 3rd respondent be directed to consider the application, in accordance with law.

In view of the above, the writ petition is disposed of directing the 3rd respondent to consider and dispose of the application submitted by the petitioners dated 6th May, 2014 within two months from the date of communication of this order upon affording reasonable opportunity of hearing to all the interested 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 the writ petition being WPA 9815 of 2023 is disposed of.

However, there shall be 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 supplied to the parties upon compliance with all requisite formalities.

(Suvra Ghosh, J.)