

WPA 12877 of 2023

Akbar Ali
Vs.
State of West Bengal & Ors

Mr. Sudip Deb,
Mr. Jay Chakraborty,
Ms. Ipsita Ghosh.
... for the petitioner

Mr. Sanjay Saha,
Mr. Subhasish Bhattacharya.
... for the respondent
no. 2

Mr. Suprabhat Bhattacharya.
... for the State

Affidavit-of-service filed in Court today is
taken on record.

The petitioner is aggrieved by a
communication dated June 16, 2022 in relation to
execution of a long-term mining lease.

The order impugned suggests that despite
being the highest bidder, the lease deed could not be
executed in favour of the petitioner since his bank
guarantee was for one year only and that was
submitted after the due date.

It appears that petitioner made a
representation before the Additional District Land
and Land Reforms Officer, Murshidabad on May 17,
2023 for re-consideration of the decision.

This Court is not inclined to keep this writ
petition pending and call for the affidavits.

This writ petition is disposed of with a direction upon the Additional District Magistrate, Murshidabad to consider the representation dated May 17, 2023 appearing at page 26 of the writ petition in accordance with law within a period of one month from the date of communication of this order.

Needless to mention this Court has not gone into the merits of the case. The Additional District Magistrate shall take a decision in accordance with law upon granting an opportunity of hearing to the petitioner.

Accordingly, WPA 12877 of 2023 is disposed of.

Urgent photostat certified copy of this order, if applied for, be given to the parties, upon compliance of necessary formalities.

(Kausik Chanda, J.)