

22
15.09.2023
Ct.No.10
b.das

WPA No. 15896 of 2023

**Tushar Kanti Ghosh & Anr.
Vs.
The State of West Bengal & Ors.**

Mr. Panchanan Hajra ...for the petitioners.

Mr. Pritam Chowdhury
Mr. Ritesh Kr. Ganguly ...for the State.

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

It is contended on behalf of the petitioners that the land of the petitioners was requisitioned in terms of the West Bengal Land (Requisition and Acquisition) Act, 1948 but the land was not acquired subsequently. In the meantime the said Act of 1948 stood repealed with effect from March 31, 1997 and the scheme for which such requisition was made was abandoned.

The petitioners submitted a representation before the concerned authority on 29th May, 2023 praying for release of their land and payment of compensation but the representation is yet to be considered. The petitioners pray for a direction upon the concerned authority to consider the representation at the earliest.

In view of the above, the writ petition is disposed of directing the 4th respondent to consider and dispose of the representation submitted by the petitioners on 29th May, 2023 within a period of three months from the date

of communication of this order upon affording reasonable opportunity of hearing to all the interested persons including the petitioners, in accordance with law.

In the event the representation is decided in favour of the petitioners, necessary consequential steps be taken by the 4th respondent within a month thereof.

There shall be, however, 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.)