

10.10.2023
Item Nos.4-5
gd/ssd

WPA(P)/538/2023
ASHUTOSH PATHAK
VS
STATE OF WEST BENGAL AND ORS.
with
WPA(P)/539/2023
ASHUTOSH PATHAK
VS
STATE OF WEST BENGAL AND ORS.

Mr. Debasis Sur,
Mr. Goutam Sardar,
Mr. Goutam Malik,
Mr. Manabendra Bandyopadhyay,
Ms. Sarama Maity,
Mr. Anujit Maity,
Mr. Hare Krishna Halder,
Mr. Saurav Mitra,
Mr. Raj Sharma,
Mr. Bijoy Bag,
Mr. Sagar Saha
..for the Petitioner.

Sk. Md. Galib,
Ms. Sujata Mukherjee
..for the State in WPA(P) 538 of 2023.

Sk. Md. Galib,
Mr. Abu Siddique Mallik
..for the State in WPA(P) 539 of 2023.

1. By way of public interest litigation the petitioner i.e. a practicing advocate before this court, alleges that a private party has put up construction without obtaining any planning permission.

2. We find that the said private party has not been impleaded in the appropriate manner.

3. Therefore, we are not inclined to entertain these writ petitions as PILs.

4. Accordingly, these writ petitions are dismissed.

(T. S. SIVAGNANAM)
CHIEF JUSTICE

(HIRANMAY BHATTACHARYYA, J.)