

Court No. 2
25.11.2024
(Item No. 18)
(AB)

IN THE HIGH COURT AT CALCUTTA
Constitutional Writ Jurisdiction
Appellate Side

W.P.A. 994 of 2024

Bachchharaj Bafna & Ors.
VS
The State of West Bengal & Ors.

Mr. Rwitendra Banerjee
Mr. Shibasis Chatterjee
.... For the petitioners
Mr. Chandi Charan De
Mr. Anirban Sarkar
.... For the State

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

Mr. Rwitendra Banerjee, learned counsel
appears for the petitioners.

Mr. Chandi Charan De, learned Additional
Government Pleader appears for the respondents.

This is the second round of writ litigation.

Pursuant to the direction made in the earlier
writ petition a reasoned order dated **June 6, 2023**
has been passed by respondent No. 4 available at
pages 44 and 45 to the writ petition. The relevant
observation from the said reasoned order is quoted
below:

*“In view of all the above, I am of the opinion
that BDO Office Jalangi has been occupying 1.47 acres
of land in plot No. 2398 and 2402 (0.94 acres and 0.53
acres respectively) without any valid document.*

*I am further of the opinion that the said
unauthorized possession is liable to be regularized
through Direct Land Purchase policy of Govt. of West
Bengal as notified vide no. 756-LP/1A-03/14(Pl-II),*

dated 25-02-2016 by the L & LR Department from the legal heirs of deceased Benechand Bafna and necessary steps as per the said notifications to be taken by BDO, Jalangi.”

In view of the above, the respondent No. 2 shall take all necessary steps in accordance with law to give an immediate effect to the said reasoned order dated **June 6, 2023** as quoted above within a period of **six months** from the date of communication of this order and complete the entire sale process and the related formalities including the payment of sale consideration to be paid in accordance with law within the said period.

The respondent Nos. 6 to 9 shall render all necessary assistance to the respondent No. 2 as and when the same shall be called for and shall carry out all their respective obligations to implement the said Direct Purchase policy in favour of the petitioners.

Since affidavits are not called for, the allegations made in this writ petition are deemed not to have been admitted by the respondents.

With the above observations and directions, this writ petition, **WPA 994 of 2024** stands **disposed of**, without any order as to costs.

Photostat certified copy of this order, if applied for, be furnished expeditiously.

(Aniruddha Roy, J.)