

26.09.2024

Item No. 15

Crt.No.02

b.r.

WPA 11077 of 2024

Tapas Kumar Kar

-vs-

The State of West Bengal & Ors.

Mr. Subhasish Panhhal

..... for the petitioner.

Mr. Supratim Dhar

.... For the State.

Affidavit of service already on record.

Mr. Subhasish Pachhal, learned advocate,
appears for the petitioner.

Mr. Supratim Dhar, learned State counsel
appears for the State-respondents.

The petitioner claims to be the land loser in
respect of a land acquired in connection with **L.A. Case
No. 9(Act-II) of 1977-78**. But no compensation has yet
been paid. The petitioner submitted representation last
of which is dated **February 19, 2024 annexure p-5 at
page-34** to the writ petition through its advocates letter,
the same has not been considered and no compensation
has been paid.

Considering the above, the **respondent no.5** is
directed upon issuing a prior hearing notice to the
petitioner and any other interested parties, if any, and
after granting them an opportunity of hearing shall
dispose of the representation dated **February 19, 2024,**

as referred to above, by passing a reasoned order in accordance with law

The **respondent no.5** shall carry out and complete the entire exercise positively within a period of **eight weeks** from the date of communication of this order and the reasoned order shall be communicated to the petitioner and such interested parties, if any, positively within a further period of **two weeks** from the date of the said reasoned order to be passed.

After ascertaining and crystalising the compensation payable to the petitioner together with interest in accordance with law, the appropriate State authorities shall disburse and pay the petitioner and to such interested parties, if any, positively within a further period of **ten weeks** from the date of the said reasoned order to be passed.

It is made clear that this Court has not gone into the merits of the claim of the writ petitioner and such interested parties, if any, shall be at liberty to urge whatever points they wish to urge by relying upon whatever records and documents they wish to rely upon before the **respondent no.5** but the same shall not travel beyond the scope of the said representation dated **February 19, 2024.**

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 11077 of 2024** stands **disposed of**, without any order as to costs.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties expeditiously, on compliance of usual legal formalities.

(Aniruddha Roy, J.)