

24.06.2024
Sl. No. 12
ss

W.P.A. 17641 of 2023

Biswanath Santra
Vs.
West Bengal State Electricity Distribution
Co. Ltd. & ors.

Mr. Dev Kumar Sharma
... for the petitioner

Ms. Susmita Chatterjee
... for the W.B.S.E.D.C.L.

Mr. Somnath Ganguli
Ms. Sangeeta Roy
... for the State

Ms. Antara Panja
... for the respondent no.6

The petitioner is a van rickshaw puller. He alleges that it is difficult for him to use the passage leading to his premises, as an electric pole had been erected in the said common passage. The petitioner prays for shifting of the pole. It is submitted that the cost for such shifting has already been paid.

According to the petitioner, the West Bengal State Distribution Company did not take necessary steps although the petitioner provided a map which indicated that the width of the passage at the northern side of the premises was 61' ft. and leaving 5' ft. aside, the pole could be fixed anywhere within

56'ft., on the northern side of the land in question.

The map has been annexed to the writ petition.

Learned Advocate for the West Bengal State Distribution Company submits that the private parties have raised objection.

Learned Advocate for the respondent no.6 submits that the respondent no.6 does not have any objection if the pole is shifted to any location which would not cause any impediment for the ingress and egress of the respondent no.6

Accordingly, the writ petition is disposed of directing the competent authority of the Domjur Customer Care Centre to cause an inspection of the concerned premises as also the premises referred to in the map supplied by the petitioner in the presence of the petitioner, respondent no.6 and any other interested party.

Accordingly, the authorities will select a position convenient for shifting and erection of the existing pole. The money has been paid by the petitioner. It is expected that all parties will cooperate. The shifting shall be effected within six weeks from date.

All parties are to act on the basis of server copy of this order.

(Shampa Sarkar, J.)