

30.09.2024
Sl. No.8(DL)
srm

W.P.A. No. 19023 of 2024
Das Enterprise
Versus
The State of West Bengal & Ors.

Mr. Bhudeb Chatterjee,
Mr. Anjan Paul,
Mr. Mridul Kanti Sasmal,
Mr. Debabrata Chakraborty
...for the Petitioner.

Mr. Joydip Banerjee,
Ms. Tuli Sinha
...for the State-respondents.

Affidavit-of-service is taken on record.

Written instruction is taken on record.

It is surprising that although the authority being the Executive Engineer, PWD, Howrah Electrical Division, Government of West Bengal, accepts the dues of the petitioner, no steps have yet been taken to release the same. Only part payment of Rs.9,00,000/- has been made. The Executive Engineer, PWD has admitted that the balance of the demand would be paid once the money was received from the competent authority. The report indicates that the competent authority has been reminded for release of the funds.

Under such circumstances, this Court finds it surprising that the authorities have maintained a silence by not doing its duty and discharging its obligation to pay the petitioner, which has forced the petitioner to approach this Court.

Under such circumstances, the competent authority shall release the amount in favour of the Executive Engineer, PWD, Howrah Electrical Division, not later than November 15, 2024 and the Executive Engineer, PWD, shall make the onward payment to the petitioner within two weeks thereafter.

The order shall be treated as mandatory, as there is no denial by the authorities with regard to the claim of the petitioner.

The writ petition is, thus, disposed of.

There shall be no order as to costs.

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

(Shampa Sarkar, J.)