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06.05.2024
jb.

W.P.A. 21627 of 2022
(Ranajit Ghosh vs. State of West Bengal & Ors.)

Ms. Aparajita Mondal
Mr. Biplab Adak
.... For the Petitioner

Affidavit of service filed on behalf of the petitioner is taken on record.

None appears for the respondents despite service.

Mr. Chandi Charan De who is present in Court and usually appears for the State is requested to represent the State in this matter along with a junior of his choice. The appointment of Mr. De, learned advocate and Mr. Anirban Sarkar, learned advocate be regularised by the office of the learned Legal Remembrancer. Copy of the writ petition along with annexure thereto be served upon Mr. De in course of the day.

The petitioner seeks consideration of his representation submitted before the respondent authority on 6th September, 2022 so that he is able to possess the plot in question, title of which was declared in his favour in title suit no. 100 of 1996.

Learned counsel for the petitioner submits that the petitioner applied for correction of record of rights which is still pending. The petitioner has alleged that

during pendency of the said application, the respondent authorities are trying to take possession of the plot in dispute which is in possession of the petitioner.

Learned counsel for the respondents submits that the 5th respondent be directed to consider the representation in accordance with law.

In view of the above, the writ petition is disposed of directing the 5th respondent to consider and dispose of the representation submitted by the petitioner on 6th September, 2022 within two months from the date of communication of this order upon affording reasonable opportunity of hearing to all concerned including the petitioner, in accordance with law.

There shall be no order as to costs.

Since no affidavit has been invited, allegations contained in the writ petition shall be deemed not to have been admitted.

Urgent certified website copy of the order, if applied for, be given to the parties on compliance of requisite formalities.

(Suvra Ghosh, J.)