

D/L.11.
November 29, 2024.
KAUSHIK

WPA No. 23520 of 2024

Sk. Yeakub Ali
Vs.
The State of West Bengal and Others

Mr. Milan Bhattacharya
Mr. Goutam Banerjee
Ms. Sulagna Bhattacharya (Bagchi)
Ms. Priya Dey
... for the petitioner.

Mr. Bikramjit Mondal
...for the State.

Affidavit of Service filed by the petitioner
be kept with the record.

The grievance of the petitioner is directed
against refusal of the concerned respondent
authorities to give permission for construction of a
new building.

It is alleged on behalf of the petitioner that
despite repeated representations made to the
concerned statutory authorities, there has been
no response till date.

It is further submitted on behalf of the
petitioner that the application for permission to
erect the subject construction was filed as far
back as on August 12, 2024 and there has been
no response to the same.

On behalf of the State respondent it is
submitted that there is a civil suit pending by and

between the petitioner and the private respondent. Moreover, the permission which is sought for by the petitioner can only be through an application on the online government portal.

In view of the fact that the representation was filed as far back as on August 12, 2024 and has not yet been disposed of, WPA 23520 of 2024 is disposed of by directing the respondent no. 4 to consider and dispose of the representation of the petitioners dated August 12, 2024 within a period of six weeks from the date of communication of this order to the said respondent after giving a right of hearing to the affected parties including the petitioners, in accordance with law and without being influenced by any observation or direction made in this order.

It is made clear that there has been no adjudication on the merits of the case all questions are left open to be decided by the respondent no. 4 in accordance with law.

Since no affidavits have been called for, the allegations contained in the writ petition are deemed to have not been admitted by the respondents.

There shall be no order as to costs.

Urgent Photostat certified copy of this order, if applied for, be made available to the parties upon compliance of necessary formalities.

(Ravi Krishan Kapur, J.)