

Court No. 2
04.10.2024
(Item No. 16)
(AB)

IN THE HIGH COURT AT CALCUTTA
Constitutional Writ Jurisdiction
Appellate Side

W.P.A. 24218 of 2024

Md. Sabir Ali Mondal
VS
The State of West Bengal & Ors.

Mr. Mukteswar Maity
Ms. Manika Sarkar
Ms. Nupur Chowdhuri
.... For the petitioner
Mr. Soumitra Bandyopadhyay
Mr. Srikanta Paul
.... For the State respondents
Mr. Soumabha Ghose
Mr. Samriddha Sen
Mr. Saaquib Siddiqui
.. For respondent WBHIDCO

Affidavit of service filed in Court today is taken
on record.

Mr. Mukteswar Maity, learned advocate
appears for the petitioner.

Mr. Soumitra Bandyopadhyay, learned State
counsel appears for respondent Nos. 1, 2 and 5.

Mr. Soumabha Ghosh, learned counsel being
ably assisted by Mr. Samriddha Sen, learned counsel
appears for respondent Nos. 3 and 4.

The sole grievance of the petitioner is that,
R.S. Dag Nos. 314 and 315 at **Mouza - Noapara**
though were outside the **New Town Project** but
within planning area as would be evident from
annexure P-8 at **page 91** to the writ petition, whether
have been acquired following the due process of law or

not. The petitioner claims these two are the plots of the petitioner.

In view of the above, the petitioner has submitted a representation dated **August 19, 2024, annexure P-9** at **page 92** to the writ petition but the same has not been attended.

In view of the above, the respondent No. 3 and/or the appropriate authority of WBHIDCO by way of a written communication with supportive material, documents and records shall inform the petitioner whether these two plots, as referred to above, have been acquired following the due process of law or not.

This exercise shall be carried out by the respondent No. 3 and/or such appropriate authority as directed herein positively within a period of **six weeks** from the date of communication of this order.

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 **W.P.A. 24218 of 2024** stands **disposed of**, without any order as to costs.

Photostat certified copy of this order, if applied for, be furnished expeditiously.

(Aniruddha Roy, J.)