

Sl.No.

7

17.09.2024

Court

No. 35

G.S.Das

WPA 8951 of 2020

Polly Mahalder -Vs- The Union of India & Ors.

Mr. Susanta Pal

Ms. Ananya Neogi

... for the petitioner

Mr. Pulakesh Bajpayee

Mr. Amal Kumar Datta

... for the Union of India

An Exception to the Report dated
29th August, 2024 filed by the petitioner
be kept with the record.

Both the parties have referred to
the order of the Hon'ble Division Bench
presided over by the then Hon'ble the
Chief Justice in MAT 7 of 2021, wherein
by an order dated March 31, 2022, the
Hon'ble Division Bench was pleased to
refuse any interference in respect of the
order passed by the learned Single
Bench.

Needless to state that the learned Single Bench was pleased to give liberty to the petitioner that the matter needs to be settled either by discussion with the BSF or by taking other course of law and the writ Court cannot exercise jurisdiction.

Having considered the same, I am of the view that the petitioner would be at liberty to approach the BSF Authorities or the district administration and, it would be the said authority, which in co-ordination with each other would take a decision regarding the plea of the petitioner in respect of the relief claimed for.

In case the petitioner approaches with a representation before the BSF Authorities and the district administration, the same be disposed of as expeditiously as possible preferably within a period of

ten weeks from the date of the representation being made.

With the aforesaid observations, WPA 8951 of 2020 is disposed of.

Pending application(s), if any, is also disposed of.

Parties to act on a server copy of this order duly collected from the official website of the Hon'ble High Court, Calcutta.

(Tirthankar Ghosh, J.)