

S/L 27
02.12.2024
Court No.2
SD

CALCUTTA HIGH COURT
IN THE CIRCUIT BENCH AT JALPAIGURI
APPELLATE SIDE

WPA 2422 of 2024

Sri Rakesh Kumar Gupta
Vs.
Siliguri Municipal Corporation & Ors.

Mr. Abhilash Mittal
Mr. Suraj Rajak
Ms. Khushi Kundu

...for the Petitioner.

Mr. Deborshi Dhar

...for the Siliguri Municipal Corporation.

Ms. Bedashruti Bose
Mr. Sandip Guha Roy

...for the State.

Affidavits of service filed on behalf of the petitioner be kept with the record.

The respondent nos.6 and 7 are not represented in spite of service.

The petitioner is claiming to have title over Plot No.55/8 of Ward No.46 of the Siliguri Municipal Corporation under P.S.- Pradhan Nagar, District – Darjeeling. The petitioner is alleging that the private respondent nos.6 and 7 are executing unauthorized construction over the said plot of land, and is praying intervention of the concerned authority into the matter.

A representation of the petitioner to the said effect is pending consideration before the Commissioner, Siliguri Municipal Corporation, the respondent no.3 herein, the said representation dated July 08, 2024 forms part of the writ petition, being Annexure P-7.

The petitioner is praying disposal of the said representation.

The respondent no.3 is directed to consider and dispose of the said representation expeditiously in accordance with law, preferably within a period of **six weeks** from the date of communication of this order, if

necessary, after giving the representative of the petitioner and all other concerned parties an opportunity of hearing.

WPA 2422 of 2024 is disposed of with the above terms without any order as to costs.

No affidavit since has been invited, the allegations made in the writ petition are deemed to have been denied by the respondents.

Parties to act on the server copy of this order duly downloaded from the official *website* of this Court.

Urgent Photostat certified copy of this order, if applied for, be supplied to the parties, subject to compliance of all requisite formalities.

(Biswajit Basu, J.)