

Court No. 8
18.08.2025
Item No.62
PA (Chamber)

WPA (P) No. 171 of 2025

Atindranath Chatterjee (In Person)
VS
State of West Bengal & Ors.

Mr. Atindranath Chatterjee
... Petitioner (In Person)

Mr. Jahar Lal De, AGP
Mr. Rudranil De
...for the State

Mr. Uday Sankar Bhattacharya
...for the Respondent No.4

Dictated by Smita Das De, J.

1. Heard Mr. Atindranath Chatterjee (In Person) appearing on behalf of the petitioner as well as Mr. Jahar Lal De, AGP, learned counsel appearing on behalf of the State.

2. The instant writ petition has been filed in the nature of PIL by the petitioner praying inter alia for the following relief(s):-

“a) A writ of/in the nature of Mandamus directing the Respondent No. 3 including its men, agents, assigns and subordinates, to immediately initiate proceedings for eviction of postal authorities, including Respondent No. 5, from the Government Premises being flat no. L-49 and flat no. L-50 of Sagarbhangra LIG Housing Estate and

take vacant possession of these flats and marshal up those flats to the pool of the vacant flats to cater to applicants standing in the queue for a long time.

b) A writ of/in the nature of Mandamus directing the Respondent Nos. 6 & 7 including its men, agents, assigns and subordinates, to immediately arrange to remove all the unauthorized constructions made inside and appertaining the area of the flat being no. L-50 and restore the flat to the original condition.

c) A writ of/in the nature of Certiorari directing the Respondent No. 3 to transmit and authenticate the records of this case to this Hon'ble Court so that conscionable Justice may be administered.

d) Rule NISI in terms of the prayers (a) to (c) above and to hear the parties and make the Rule absolute if no cause or no sufficient cause is shown.

e) Ad-interim order in terms of the prayers (a) to (c) above.

f) Costs and incidentals of this application.

g) Such further and/or other orders and/or such further and/or other directions as this Hon'ble Court may deem fit and proper."

3. In a nut shell the main grievance of the petitioner is with regard to the non consideration of a request dated 2.4.2025 made before the

respondent No. 3. The issue involved herein is the eviction of an unauthorized occupant being Sagarbhanga Colony post Office for occupying to flats in violation of the statutory norms.

4. The learned counsel for the respondent vehemently opposes and takes the point of maintainability and also submits that the property in question is a government property and the post office is running and serving the public at large. The flats in question are being let out to the postal authorities upon prior permission obtained from the government supremo of post office.

5. In conspectus of the above, prima facie it appears that the petitioner has ventilated his own grievance under the garb of filing the instant PIL.

6. The PIL is dismissed in limini.

7. No order as to costs.

(SUJOY PAUL, J)

(SMITA DAS DE, J.)