WPA 1390 of 2026

14.10.2026
Sl no. 17
Ct no. 2
P.M.

Sankar Prosad Mondal

- Vs –

The State of West Bengal & Ors.

Mr. Sankar Nath Mukherjee,
Sk. Samim Akhter,
Ms. Anusree Sarkar
... for the petitioner.
Mr. Samrat Mukherjee,
Ms. Sabita Roy,
Mr. Bhagbat Chaudhury
... for the State

1. Learned counsel for the petitioner submits that the petitioner was granted permanent Stage Carriage Permit in 2010 and the petitioner has been running vehicle on the said permit without any interrogation.
2. Learned counsel submits that the petitioner applied for renewal of permit before the Secretary, State Transport Authority as the validity of permit expired on 19th August, 2025.
3. Learned counsel for the petitioner submits that pursuant to this the petitioner received a letter addressed to the Taxing Officer, Motor Vehicles Department by the RTO and ex-officio Assistant Director STA, West Bengal regarding realization of Additional taxes on account of

Stage Carriage express services from the petitioner.

4. Learned counsel for the petitioner submits that there has been mention of express service and petitioner had deposited the tax for the ordinary services.

5. Learned counsel for the petitioner further submits that the Additional Regional Transport Officer, Motor Vehicles Department, Arambag, Hooghly vide communication dated 6th November, 2025 in response to the communication dated 26th August, 2025 inform the Regional Transport Officer and ex-officio, Assistant Director recording “express service” has nowhere been mentioned in the permit.

6. Learned counsel for the petitioner submits that thereafter petitioner made a representation dated 16th January, 2026 to the State Transport Authority, West Bengal and the Secretary, State Transport Authority for reconsidering the issue and renewal of the permit in accordance with law.

7. Learned counsel for the petitioner also submits that along with supplementary affidavit he has

filed the permit which nowhere mentioned "express service".

8. Learned counsel for the State undertakes that the representation of the petitioner dated 16th January, 2026 shall be considered expeditiously in accordance with law after giving the parties an opportunity of being heard.

9. Prima facie as being submitted by learned counsel for the petitioner the permit granted to the petitioner does not mention "express service".

10. Let the State Transport authority, West Bengal and the Secretary, State Transport Authority decide the representation of the petitioner dated 16th January, 2026 expeditiously preferably within four weeks after giving the parties an opportunity of being heard in accordance with law. The decision shall be communicated within one week.

11. This court has not gone into the merits of the case and no expression made herein shall tantamount to be an expression on the merits of the case.

12. Accordingly, the writ petition stands disposed of.

13. Urgent photostat certified copy of this order, if applied for, be given to the parties upon compliance with requisite formalities.

(Dinesh Kumar Sharma, J.)