

01.04.2026
rc/ct.no.15
Item No.32

WPA No. 3171 of 2026
Jansab Ali Khan @ Sha Jahan Khan
Versus
The State of West Bengal & Ors.

Mr. Sayan Chattopadhyay
Mr. S. Nath
Ms. S. Hanzda ..for the petitioner

Mrs. Jyotsna Roy Mukherjee
Mr. Sourav Mondal ..for the State

...for the private respondents

Affidavit of service filed by the petitioner is taken on record.

None appears for the Panchayat despite service.

Learned counsel for the petitioner submits that the private respondents have raised unauthorized construction without obtaining sanctioned plan from the concerned Panchayat. The petitioner submitted a representation before the concerned authority on December 18, 2025 which is yet to be considered. The petitioner seeks to consider the same.

Denying such allegation, learned counsel for the private respondents submits that the construction in question has been raised upon obtaining sanctioned plan.

Be that as it may, since the representation submitted by the petitioner before the concerned authority is pending, the Pradhan, Tirol Gram Panchayat, being the

4th respondent herein, is directed to consider and dispose of the same within six weeks from the date of communication of this order upon granting reasonable opportunity of hearing to all concerned including the petitioner and the private respondents, in accordance with law.

The decision taken by the authority shall be communicated to the parties within a week thereof.

The writ petition is disposed of.

There shall, however, be no order as to costs.

Since no affidavit is invited, the allegations contained in the writ petition are deemed not to have been admitted.

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

(Suvra Ghosh,J)