

Form No. J(2)

In the High Court at Calcutta
Constitutional Writ Jurisdiction
Appellate Side

Present: The Hon'ble Justice Sabyasachi Bhattacharyya
And
The Hon'ble Justice Supratim Bhattacharya

WPLRT 32 of 2026

Shyam Pada Dutta @ Shyama Pada Dutta
Vs.
The State of West Bengal and others

For the petitioner : Mr. Lal Ratan Mondal,
Mr. Dilip Kumar Sadhu

For the State : Mr. Sk. Md. Galib, Sr. Govt. Adv.,
Ms. Sujata Mukherjee

Heard on : 30.03.2026

Judgment on : 30.03.2026

Sabyasachi Bhattacharyya, J.:-

1. Affidavit-of-service filed today be kept on record.
2. At the outset, learned counsel for the petitioner submits that there is an error in the prayer portion of the writ petition inasmuch as the setting aside of the purported impugned order has been sought

whereas in effect, the petitioner seeks an implementation of the said order of the Tribunal by the respondent authorities.

3. Learned counsel for the petitioner, however, places on record a notice issued by the respondent authorities subsequently, in compliance of the order of the Tribunal. On the other hand, a brief report in connection with the writ petition is filed by the learned Senior Government Advocate representing the State, from which it transpires that not one but two notices have been issued in that regard.
4. Thus, in any event, the respondent authorities are proceeding pursuant to the order of the Tribunal. Even otherwise, the jurisdiction for implementation of its own order lies with the Tribunal and not with this Court under normal circumstances.
5. Accordingly, there is no scope of any interference; more so, since the respondent authorities have already started implementing the order of the Tribunal by taking appropriate steps to that end.
6. Accordingly, WPLRT 32 of 2026 is disposed of with the expectation that the respondent authorities shall act in terms of the order of the learned Tribunal and conclude such proceedings at the earliest.
7. There will be no order as to costs.

8. Urgent photostat certified copies of this order, if applied for, be made available to the parties upon compliance with the requisite formalities.

(Sabyasachi Bhattacharyya, J.)

I agree.

(Supratim Bhattacharya, J.)