

Court No. 19
(265719)

11.03.2026
(AD 11)
(S. Banerjee)

WPA 5331 of 2026

Md. Nizamuddin
Vs.
State of West Bengal & Ors.

Mr. Avijit Saha
Mr. Saswata Chatterjee

...for the petitioner

Mr. Soumitra Bandyopadhyay
Mr. Subhasis Bandyopadhyay

...for the State

Affidavit of service filed in Court today, is taken
on record.

Petitioner claims to have filed an application
praying for reference by the Collector for
determination by the Court the disputes falling within
the scope of Section 18 of the Land Acquisition Act,
1894.

Learned advocate appearing for the petitioner
submits that though the application was filed within
the specified period of time, no steps have been taken
by the Collector, North 24 Parganas to refer the
matter before the competent court.

Learned advocate appearing for the State
submits that necessary steps shall be taken subject
to being satisfied that the application was in form and

the same was filed within the stipulated period of time.

In the light of the submission made by the learned advocates appearing for the respective parties, this writ petition stands disposed of by directing the Collector, North 24 Parganas at Barasat to consider the application under Section 18 of the 1894 Act (an incomplete copy of which has been annexed at page 12 of the writ petition) and consider the said application and take steps in accordance with law provided such application is in form and was filed within the stipulated period of time. Upon being satisfied that the application is in form and the same was filed within the stipulated period of time, the 2nd respondent shall take necessary steps in terms of Section 18 of the 1894 Act as expeditiously as possible but positively within a period of eight weeks from the receipt of a server copy of this order along with a complete copy of the application under Section 18 of the 1894 Act.

It will be open to the 2nd respondent to direct the petitioner to produce any document for the purpose of taking a decision on the issue and if such a direction is passed, the petitioner shall comply with such direction.

(Hiranmay Bhattacharyya, J.)