23.11.2026
Ct. No. 444
Sl. No. 9
RANJAN

WPA 5766 of 2026

SMT. KEYA RANI GHOSH
VS.
THE STATE OF WEST BENGAL & ORS.

Ms. Ankita Misra
Mr. Priyam Misra
Mr. Sanket Chanda
.....for the petitioner

Ms. Mousumi Bhowal
Mr. Ishan Bhattacharya
.....for the Dam Dam Municipality

Affidavit of Service, as filed, be kept with the record.

None is represented on behalf of the private respondent.

Leave as prayed for to amend the cause title by adding the Municipality as a party respondent.

Such Leave is granted, and the learned Advocate is directed to amend the cause title by impleading the Municipality as a party respondent by today.

Briefly, the husband of the writ petitioner is one of the assessees of Holding No. 3/2/A of Arabinda Sarani, Ward No. 11, within the Dum Dum Municipality. A writ petition was moved on 07.11.2025 before this Court, seeking directions to the Public Information Officer to furnish certain relevant documents.

Considering the submission, this Court duly disposed of the writ petition by directing the respondent no. 3, the Public Information Officer, Dum Dum Municipality, to dispose of the petitioner's application dated 15.05.2025. In compliance with the order, the Public Information Officer, Dum Dum Municipality, duly furnished the required information.

After receiving the information, the writ petitioner found that, in respect of the selfsame place, another person has obtained a permanent Certificate of Enlistment, whereas he does not have any locus to obtain the same because he is not at all the owner in respect of the property.

Being aggrieved, the instant writ petition has been filed.

Learned Advocate appearing on behalf of the petitioner submits that, in compliance with the order dated 07.11.2025, the information supplied by the Public Information Officer, Dum Dum Municipality, was not satisfactory. The petitioner duly raised an objection by making a representation before the concerned Municipal Authority, praying for cancellation, as the same was still unattended. As a result, the instant writ petition has been filed, and the prayer made therein, the writ petitioner is entitled to get.

Learned Advocate, appearing on behalf of the Dum Dum Municipality, in her usual fairness, submits that the representation dated 08.01.2026, being Annexure “P7” to the writ petition, will be considered within a reasonable period of time, and further argues that the allegations in the writ petition are denied and disputed.

After considering the submissions made on behalf of the respective parties, this Court is of the opinion that the writ petition be disposed of by directing the respondent, within twelve weeks from the date of communication of this order, to provide an opportunity of hearing to all necessary and interested parties and to pass a reasoned order.

The reasoned order so passed by him be communicated within a period of four weeks thereafter to all interested parties.

However, it is clear that this Court has not gone into the merits of the case and the authority will consider the representation strictly in accordance with law. As the Affidavit has not been called for, the allegations levelled against the Municipality in the writ petition are deemed denied by all the parties.

Thus, the writ petition is disposed of. There shall be no order as to costs.

Parties to act on the basis of server copy.

Urgent Photostat certified copy of this order, if applied for, be made available to the parties upon compliance with necessary formalities.

[ATARUP BANERJEE, J.]