

June 23, 2026
(36) ARDR

WPA 8141 of 2026

Md. Mahphuj Alam
Vs.
The State of West Bengal & ors.

Adv. Habibur Rahaman,
Adv. Md. Ali Ahasan,
...for the petitioner.
Adv. Madhu Jana,
Adv. Puja Sonkar,
...for the State.

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

The State is represented.

Learned counsel for the petitioner submits that the petitioner is eligible for receiving grant under the Pradhan Mantri Awas Yojana Scheme for construction of a pucca residential building as he resides in a kacha house at present. He applied for such allotment before the concerned authority and was granted allotment on 24th October, 2024. Subsequently his name was cancelled on a wrong finding that he was living in a pucca house. The petitioner submitted a representation before the concerned authority on 4th November, 2025 seeking enquiry in this regard which has not been considered till date. The petitioner seeks consideration of the same.

It appears that grant was allotted in favour of the petitioner initially under the Pradhan Mantri Awas Yojana Scheme, since he was found to be eligible for the said grant. His name has been removed from the list of beneficiaries subsequently. The concerned authority is

under the impression that the petitioner already owns a pucca brick built house and resides therein. Since the representation submitted by the petitioner seeking further enquiry in this matter is pending, the Block Development Officer, Goalpokher II Gram Panchayat, being the 2nd respondent herein, is directed to consider and dispose of the same within four weeks from the date of communication of this order, upon granting reasonable opportunity of hearing to all concerned including the petitioner, in accordance with law.

The said respondent shall cause an enquiry to ascertain whether the petitioner is entitled to the fund and shall take a reasoned decision in this regard within the stipulated time frame.

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

In the event the 2nd respondent arrives at a decision in favour of the petitioner, necessary consequential steps be taken at the earliest.

The writ petition is accordingly disposed of.

There shall however, be no order as to costs.

Since no affidavit is invited, the allegations contained in the 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.)