

May 8, 2026
Sl. No.10
Court No.1
s.biswas

WPA(P) 216 of 2026

Narayan Maity and others
vs.
The State of West Bengal and others

Mr. Dilip Kr. Sinha
Ms. Tithi Paul

... for the petitioners

Mr. Robiul Islam
Mr. Shamim Ul Bari
Mr. K. M. Hossain
Mr. Soumitra Das

... for the private respondent nos.8 & 9

Dictated by Partha Sarathi Sen, J.

1. The affidavit of service as filed today on behalf of the petitioners is taken on record.
2. The petitioners and the private respondents are represented by their respective learned counsel. None appears on behalf of the respondent State, despite service.
3. At the time of hearing, learned counsel appearing on behalf of the writ petitioners at the very outset draws our attention to page nos.26 to 28 of the instant writ petition being a copy of the representation dated 16.06.2023, as submitted with the

respondent no.4 authority wherein it has been asserted that one wooden bridge approaching the nearest cremation ground has been removed and/or dismantled causing serious prejudice to the local villagers.

4. It is further submitted that in the self-same representation, it has also been alleged that the approach road to the said cremation ground has also been damaged by way of creating some big holes.
5. It is further submitted that from page no.39 of the instant writ petition being a copy of notice dated 22.06.2023, it would reveal that a meeting was called for by the respondent no.4 authority. However, since then no action has been taken by the respondent no.4 authority pursuant to the aforementioned representation.
6. In view of submission made on behalf of the writ petitioners and on careful consideration of the entire materials as placed before us, we are disposing of the instant writ petition by permitting the

instant writ petitioners to submit a fresh comprehensive representation along with server copy of this order upon the respondent no.4 authority.

7. The respondent no.4 authority on receipt of such comprehensive representation along with a server copy of this order, shall give a chance of hearing to the writ petitioners, the private respondents and the other stake holders and shall pass a reasoned order thereafter and shall forthwith communicate the same to the writ petitioners and the other stake holders.

8. The time limit for passing such reasoned order is 90 working days from the date of submission of the comprehensive representation of the writ petitioners and such time limit is peremptory and mandatory.

9. Before parting with, it is however made clear that while disposing of the instant writ petition, we have not gone into the merits of the instant writ petition as well

as the representation as submitted with the respondent authorities and thus, all points are kept open for adjudication by the respondent no.4 authority.

10.It is further directed that while passing the reasoned order in the event the respondent authority finds sufficient justification in the representation of the writ petitioners, he is directed to take consequently action forthwith.

11.Urgent photostat certified copy of this order, if applied for, be given to the parties upon compliance of all necessary formalities.

(Sujoy Paul, C.J.)

(Partha Sarathi Sen, J.)