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jdt. 11.03.2026
jb.

WPA 10906 of 2025
(Ritwik Majumder vs. State of West Bengal & Ors.)

Mr. Sourav Guha
Sahil Kaboi
Mr. Ranit Roy
.... For the Petitioner
Md. Habibur Rahaman
Md. Ali Ahasan
.... For the Private Respondent

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

The State, Zilla Parishad and the Panchayat are not represented despite service.

Learned counsel for the petitioner submits that the private respondent has been raising construction without obtaining any sanctioned plan from the Panchayat. In reply to an application under Section 6 of the Right to Information Act filed by the petitioner, the Pradhan, Ektarpur Gram Panchayat has informed that the private respondent has not taken permission from the Panchayat for construction of a new building. The petitioner submitted a representation in this regard before the concerned authority on 29th April, 2025 and seeks consideration of the same. Learned counsel submits that the Sub Divisional Officer called the parties for hearing pursuant to the representation. Hearing has been adjourned due to pendency of the writ petition.

Learned counsel for the private respondent submits that the 6th respondent has been granted a sanctioned plan for construction of the building.

Be that as it may, since the representation submitted by the petitioner is yet to be considered, the Pradhan, Ektarpur Gram Panchayat, being the 4th respondent herein, is directed to consider and dispose of the same within four weeks from the date of communication of this order upon affording reasonable opportunity of hearing to all concerned including the petitioner and the private respondent, in accordance with law.

The decision taken by the authority shall be communicated to the parties within a week thereafter.

In the event the construction raised by the private respondent is found to be unauthorised/illegal, the authority shall take necessary steps in accordance with law.

The writ petition is disposed of.

There shall be no order as to costs.

Since no affidavit has been invited, allegations contained in the writ petition shall be deemed not to have been admitted.

Urgent certified website copy of the order, if applied for, be given to the parties on compliance of requisite formalities.

(Suvra Ghosh, J.)