

25  
jdt. 11.06.2026  
jb.

**WPA 12060 of 2026**  
**(Raj Kumar Dolui & Anr. vs. State of West Bengal & Ors.)**

**Mr. Pankaj Halder**  
**Mr. Sanantan Panja**  
**Ms. Dipanwita Laha**

**.... For the Petitioners**

**Mr. Asok Nath Ghosh**  
**Mr. Pronojit Roy**

**.... For the Respondent nos. 11 to 13**

Affidavit of service filed on behalf of the petitioners is taken on record.

The Panchayt is not represented despite service.

Learned counsel for the petitioners submits that the private respondents have raised construction by encroaching upon joint undivided property of the parties without obtaining any sanction from the concerned Panchayat. They were allotted grants under the Pradhan Mantri Awas Yojana (Gramin) Scheme for such construction despite the fact that they are not the recorded owners of the property. The petitioners submitted a complaint before the concerned authority in this regard on 15<sup>th</sup> May, 2026 which is yet to be considered. The petitioners seek consideration of the same.

Learned counsel for the private respondents submits that pursuant to the complaint lodged by the petitioners before the authority, the Pradhan, Gilarchat Gram Panchayat, by a letter issued on 25<sup>th</sup> May, 2026, directed them to stop further construction till further orders.

In view of the above, this Court is inclined to hold that since the concerned authority is dealing with the complaint

lodged by the petitioners on 15<sup>th</sup> May, 2026 and has issued the stop work notice pursuant to the same, the authority, being the 5<sup>th</sup> respondent herein, is directed to consider and dispose of the complaint within four weeks from the date of communication of this order upon granting reasonable opportunity of hearing to all concerned including the petitioners and the private respondents, in accordance with law.

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

Necessary consequential steps in terms of the said decision be taken at the earliest.

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.)**