

24.3.2026
ct no. 10
Sl. 06
AGM

WPA 14467 of 2025

Ratan Kumar Pramanik
-Versus-
State of West Bengal & Ors.

Mr. Sattwik Bhattacharya.
Mr. Aashutosh Bhattacharya.
Mr. Aritra Roy.
Mr. Titas Niyogi.

... For the petitioner.

Mr. Pantu Deb Roy. Ld. A.G.P.
Mr. Pannalal Bandopadhyay.

... For the State.

1. The petitioner states that a permit, being P.St.P. No. 37 of 2017, has been granted by the concerned authority for the inter-state route from Asansol to Hazaribagh via Nirsa, Dhanbad, Chandrapura, and Phusro (B-88) in respect of vehicle No. WB-31-4396 (2010 model). The permit has been surrendered on October 13, 2020, as it has been granted in favour of two brothers. Since the vehicle has been registered in the name of only one brother, the petitioner along with his brother, has been compelled to surrender the permit due to various policies adopted by the Transport Department.
2. The petitioner submits that, since, no permit has been issued to date for the inter-state route in

question, the petitioner who is one of the brothers, filed an application on October 25, 2024, before the Respondent No. 2(C) for the grant of a Permanent Stage Carriage permit on the inter-state route from Asansol to Hazaribagh.

3. Mr. Pantu Deb Roy, learned A.G.P. appearing for the State-respondent, submits that a resolution has already been passed in respect of the inter-State Carriage permit in the meeting dated December 12, 2024, wherein the application filed by the petitioner on October 25, 2024, for the grant of the State Carriage permit has been rejected on the ground of non existence of any vacancy.
4. The petitioner, being aggrieved by the decision taken by the concerned authority, made a representation on February 19, 2025, for further consideration of the application, which has been rejected on October 25, 2024. The same remains pending for consideration.
5. The State-respondent submits that the petitioner has already surrendered the permit in 2020, and has approached the concerned authority at a belated stage, in the intergennum, the vacancy has already been filled up by the authorities.
6. Learned counsel for the State respondent places reliance upon paragraph 15 of the judgment

passed by the Division Bench of this Court in **F.M.A. NO. 1311 of 2022 (Nand Kishor Shaw & Ors.-Vs- State of West Bengal & Anr.)**, which is reproduced below:

“15. This Court directs that henceforth all vacancies in any permit on any route would be indicated and published on the website of the concerned RTA in the State.”

7. Having heard the parties and upon perusing the records made available, I direct Respondent No. 2 to consider the representation dated February 19, 2025, annexed at page 18 of the writ petition, within a period of ten weeks from the date, in the light of F.M.A. No. 1311 of 2022 (supra), Respondent No. 2 shall pass a reasoned order in accordance with law, after affording an opportunity of hearing to the petitioner and other interested persons, if any, and shall communicate such decision within one week thereafter.
8. However, it is made clear that, in the near future, if any vacancy arises, the concerned authority shall give preference to the petitioner in accordance with law.
9. In view of the above, the writ petition stands **disposed of** without going into the merits of the case.
10. Urgent Photostat certified copy of this order be supplied to the parties, if applied for, as early as possible.

(Smita Das De, J.)