WPA 27127 of 2026

Anup Sarkar
-v
The West Bengal State Electricity Distribution Co.Ltd. & Anr.

01.10.2026
Sl.no.10
ct.652

Mr. Timir Baran Saha
….for the petitioner

Mr. Sujit Kr. Koley
…for the WBSECL

Mr. Manas Kr. Das
Mr. Tushar Shill
Mr. Asraf Mondal
……for the private respondent.

1. This is a writ petition alleging inaction on the part of the District Magistrate, Nadia in finally disposing of the petitioner's prayer for grant of electsricity, which the District Magistrate considers in terms of this Court's order dated 3rd March, 2021 in WPA 709 of 2021.

2. Fact remains that the petitioner who on the claim of being the owner of the residential property, has applied for new connection As per report of the respondent authority, he can only be granted such connection through the electric poles erected over the landed property of the private respondent.

3. According to the petitioner, this fact is not true and by dint of subsequent purchase, the petitioner has become owner of the said land upon which the respondent authority may erect

electricity poles and give connection to his residence.

4. Petitioner's contention as above is challenged by the private respondent. In fact, as regards declaration of their respective ownership civil suit is pending before the competent court of law.

5. At this juncture, upon a writ petition being filed by the petitioner as mentioned above, the Court directed that the District Magistrate should take up the matter and pass an order in a time bound manner.

6. Apparently, the District Magistrate has not been able to pass an order in terms of Court's direction as above dated 3rd March, 2021.

7. This Court upon consideration of the submissions of the respective learned lawyers for the parties and upon consideration of the materials on record is therefore, inclined to direct that the District Magistrate shall explore the possibility if new connection may be provided to the petitioner through any other alternative route than as proposed.

8. Subject to such enquiry, let the District Magistrate pass his final order in this regard, pursuant to the order of the Court dated 3rd

March, 2021 as well as this order, within a period of further six weeks from the date of communication of this order.

9. The District Magistrate shall be at liberty to give opportunity of hearing to the petitioner, the private respondent as well as representative of the respondent licensee in order to come to a reasonable decision.

10. With the direction as above, the instant writ petition is disposed of.

11. Needless is to mention that if the District Magistrate is duly assisted with the proposal of alternative route of providing electricity connection to the petitioner's residence, he shall pass order accordingly for immediate installation of electricity connection to the petitioner subject to payment of cost and fulfillment of the formalities by the petitioner.

12. The writ petition being WPA 27127 of 2026 is disposed of.

(Rai Chattopadhyay, J.)