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jdt. 24.03.2026
jb.

WPA 25767 of 2024
(Sunil Kr. Majhi vs. State of West Bengal & Ors.)

Mr. Kartick Kr. Bhattacharya
Mr. Subhas Ch. Dutta
Ms. Soumashree Dutta
Ms. Papiya Naskar
.... **For the Petitioner**
Ms. Mitali Mukherjee
Ms. Sanchaitya De
.... **For the State**
Mr. Shibasis Chatterjee
.... **For the Respondent no. 5**

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

None appears for the Panchayat or Zilla Parishad despite service.

Learned counsel for the petitioner submits that the petitioner is the recorded owner of the plot in question. The private respondent is raising construction on the said plot without obtaining any sanctioned plan from the concerned Panchayat. The petitioner submitted a representation before the concerned authority on 11th September, 2024 which is yet to be considered. The petitioner seeks consideration of the same.

Learned counsel for the private respondent submits that the private respondent is raising construction on the plot owned by him. He seeks to submit documents in support of his contention before the concerned authority when the representation is taken up for consideration.

In view of the above, the Pradhan, Madhupur Gram Panchayat, being the 4th respondent herein, is directed to

consider and dispose of the representation submitted by the petitioner on 11th September, 2024 within four weeks from the date of communication of this order upon granting reasonable opportunity of hearing to all concerned including the petitioner and the private respondent, in accordance with law. The parties shall be at liberty to produce relevant documents in support of their respective contention before the concerned authority at the time of hearing.

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

In the event the construction raised by the private respondent is found to be illegal/unauthorised, 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.)