

27.04.2026
Item No. 37
Court No.06
SK(AR(CR)

**In the High Court at Calcutta
Circuit Bench at Jalpaiguri
Constitutional Writ Jurisdiction
Appellate Side**

WPA/550/2026

**PRADIP KUMAR SAHA@PRADIP KR
SAHA AND ORS
VS
STATE OF WEST BENGAL AND ORS**

Mr. Bikramaditya Ghosh,
Mr. Koushik Kumar Roy,
....for the petitioner.

Mr. Arjun Roy Mukherjee,
Ms. Deborshi Dhar,
...for the SJDA

Mr. M. Rahman,
Mr. Nabankur Paul,
....for the State

Mr. Sougata Banerjee, Adv.
...for the respondent no. 3

1. The order dated 21 April, 2026 stands modified to dispense with the presence of the respondent no. 3 who also happens to be the concerned District Magistrate, Darjeeling.
2. The grievance of the petitioners is directed against inaction of the respondent authorities in acting on the basis of a complaint alleging illegal and unauthorized construction.
3. Pursuant to an order dated 21 April, 2026, the respondent no. 3 has filed a Report dated 25 April, 2026.

4. A copy of the report be kept with the records.
5. It appears from the report that after conducting an enquiry the respondent no. 3 has categorically come to a finding that there are three distinct deviations at the subject premises.
6. In view of the above, WPA/550/2026 stands disposed of by directing the concerned statutory respondents to take all corrective and remedial measures in terms of the Report dated 25 April, 2026 within a period of one month from the date of passing of this order.
7. Liberty is granted to the writ petitioner to file a fresh proceeding in accordance with law, if so advised and if the subsequent events so warrant.

(RAVI KRISHAN KAPUR, J.)