IN THE HIGH COURT AT CALCUTTA
CIRCUIT BENCH AT JALPAIGURI

25.11.2026
Sl. No.57
tkm

W. P. A. 1129 of 2026

[Vijay Anand Prasad -Vs- the Principal Secretary, Department of Urban Development and Municipal Affairs & Ors.]

Ms. Rima Sarkar
… … for the petitioner

Ms. Supriya Singh
Mr. Bibek Tarafder
… for the State

Mr. Bijoy Bikram Das
Mr. Deborshi Dhar
… for the SMc

1. The petitioner is a resident of Vivekananda Road, Khalpara, Mahananda Para, Ward No. 7, Siliguri. He complains that since November 2025, the Siliguri Municipal Corporation has been dumping solid waste on the road in front of his house, resulting in foul smell, clogging of drains and two incidents of fire on 18.03.2026 and 08.05.2026. It is submitted that his complaints, legal notices and application under the Right to Information Act have remained unanswered. The petitioner has, accordingly, prayed for a direction upon the respondents to stop dumping garbage at the said site, to clean the drains, and to comply with the Solid Waste Management Rules, 2026.

2. The Siliguri Municipal Corporation has filed a report in the form of an affidavit. Learned counsel for the Corporation, on instructions, undertakes

before this Court that the said area shall not be used as a garbage dumping site and that the Corporation shall ensure that no garbage is dumped there. It is further submitted that the Corporation has already put up a signboard at the site stating that the area is not meant for dumping garbage and that persons dumping garbage there illegally shall be prosecuted.

3. Learned counsel for the petitioner submits that the grievances of the petitioner have been addressed and that, at present, there is no garbage at the site.

4. The undertaking given on behalf of the Siliguri Municipal Corporation is recorded, and the Corporation shall remain bound by it. The Corporation is directed to keep the area clean, to keep the drains in the vicinity clear, and to maintain proper vigil in the ward to ensure that no garbage is dumped at the said site, whether by the Corporation or by any other person. In the event of any violation, the Corporation shall take appropriate action in accordance with law.

5. Since the grievance of the petitioner stands redressed, nothing further survives for consideration in the present writ petition. The writ petition is, accordingly, disposed of in terms of the above undertaking and directions. In the event of any recurrence, the petitioner shall be at liberty to

approach the appropriate forum in accordance with law.

(Gaurang Kanth, J.)