

IN THE COURT OF DISTRICT JUDGE, PURBA BARDHAMAN

Present : Sri Debanjan Ghosh (WB00689),
Addl. District Judge, F.T.C. 1st Court, Burdwan
District Judge-in-Charge, Purba Bardhaman

Misc. Appeal No.15 of 2026
(CNR No.WBBD-1-000905-2026)

Kanchan Mukherjee & Anr. :-Versus:- Hindustan Petroleum Corporation
Ltd. & 2 Ors.

Order No.2, dated 07.03.2026.

Record is put up on the basis of a put up petition, filed at the instance of the appellants.

Learned Advocate for the appellants submits that the appellants are in dire need of an order of stay for which he wants to move the stay application filed along with this appeal today otherwise the appellant will be prejudiced seriously. For the said purpose he prays for shifting back the date 31.03.2026 so fixed for admission hearing to this day's list.

Perused the record.

Having regards to the submission made by the Learned Advocate, the prayer for shifting back the date is considered and allowed. Let the matter be fixed today's list and necessary endorsement be made in the concerned registers.

Heard Learned advocate on the point of admission.

Perused the memo. of appeal and the impugned orders.

It appears that this appeal has been preferred well within the stipulated period of limitation and C. fee paid is sufficient. The present appeal has been preferred against the orders dated 10.02.2026 and 18.02.2026, both passed by the Competent Authority, Haldia-Panagarh LPG Pipeline Project, Hindustan Petroleum Corporation Ltd. in the matter of Priyanka Mukherjee Vs Rina Ghosh claiming compensation for laying pipeline over the RS Plot No.453, L.R. plot No.552, under Mouza – Bhagabanpur, J.L. 36, P.S. Budbud, Block – Galsi-I, District – Purba Bardhaman, thereby disposed of said proceedings awarding compensation in favour of Rina Ghosh (respondent no.3 herein). As many as 6(six) grounds have been taken in this Miscellaneous Appeal. There are mixed question of law and facts. The appeal is admitted.

Put requisites for both ways service of notice upon the respondents immediately.

Issue notice accordingly.

To 06.05.2026 for S.R./A.D. and filing postal receipts.

The stay application is moved.

It is submitted on behalf of the appellants that the property involved is an undivided property and the authority without considering that said fact, arbitrarily passed the impugned orders depriving the appellants. He submitted further that until and unless an order of stay in favour of the appellants is passed and if the award passed be withdrawn by the respondent no.3, the appellants will be prejudiced seriously.

Perused the impugned orders and the provisions of law.

Having considered the submission of the Learned Advocate of the appellants and the circumstances, this Court is of the considered view that there should be an order of stay, at least for a limited period otherwise, nothing to be left over to decide and this appeal will become infructuous. So, I do not find urgency and exigency in the subject.

In the circumstances, let the operation of the impugned orders dated 10.02.2026 and 18.02.2026 be stayed till the next date (06.05.2026).

In case of failure on the part of the appellants to put in appropriate requisites along with sufficient p. fees, within three working days hereof, the order of stay would stand vacated automatically.

Dictated & corrected by me

Sd/-

District Judge-in-Charge,
Purba Bardhaman

Sd/-

District Judge-in-Charge,
Purba Bardhaman