

Item-
10. 25-02-2026

sg Ct. 19

WPA 3907 of 2026

Dhananjoy Dhara
Versus
State of West Bengal & Ors.

Mr. Tanmoy Chowdhury
Mr. Ritoprita Ghosh
Ms. Sulagna Sarkar
...for the petitioner

Ms. Manika Roy
Ms. Ankita Chowdhury
Mr. Atanu Sur
...for the NHAI
Mr. Chandi Charan De, AGP
...for the State

Affidavit of service filed in Court is taken on record.

The petitioner claims to have approached the Divisional Commissioner, Burdwan Division, who, according to the petitioner, is the arbitrator under Section 3G(5) of the National Highways Act, 1956.

The learned Advocate appearing for the petitioner submits that in spite of submission of the said application, the arbitrator has not taken any further steps on the application submitted by the petitioner.

Ms. Roy, learned Advocate, appearing for the National Highway Authority of India, submits that Divisional Commissioner, Burdwan Division has not been vested with power to act as an arbitrator under Section 3G(5) of the 1956 Act. She, however, prays for an accommodation to take complete instruction in this regard.

The learned Advocate appearing for the State also

seeks time to take instruction.

On the prayer of the learned Advocates for the NHAI
and State, list this matter on 6th March, 2026.

(Hiranmay Bhattacharyya, J.)