

10-04-2026
ct no. 13
Sl. 2
sp

F.A.T. 69 of 2018
With
CAN 6 of 2026
State of West Bengal
-Versus-
Susama Das & Ors.

Mr. Soumitra Bandyopadhyay, Id. Sr. Govt. Adv.,
Mr. Priyabrata Batabyal,
Mr. Parikshit Goswami.

...for the appellant/State.

Mr. Sourav Sen, Id. Sr. Adv.
Mr. Manas Kr. Das..

..for the respondent nos. 1, 2 and 3.

Mr. Tanoy Chakraborty,
Mr. Suddhadev Adak.

..for the WBIDCL.

Re: CAN 6 of 2026

1. By order dated 1st September, 2023 while admitting the appeal, a Co-ordinate Bench of this Court had directed the State to deposit a sum of Rs. 1,51,27,427.05/- being 50% of the sum awarded by the Trial Court to the appellant towards compensation payable for acquisition of their land. The said amount has been deposited with the learned Registrar General of this Court.

2. This application has been made by the land losers, for withdrawal of 50% of the amount deposited by the appellant/State.
3. Having regard to the averments made in the application and with the land losers are out of pocket for a substantial period of time, the prayers made in the application are just and fair. Hence, the learned Registrar General of this Court shall transmit to the executing Court being the learned Additional District Judge, 2nd Court at Purba Burdwan against L.A. Execution Case No. 10 of 2016, 50% of the principal sum of Rs. 1,51,27,427.05/- within a period of 10 days from receipt of a copy of this order. The balance 50% together with original accrued interest on the original sum deposited by the appellant/State shall be reinvested in an interest bearing deposit account by the learned Registrar General with a bank that offers the maximum rate of interest.
4. The executing Court mentioned above shall disburse the said sums proportionately to the land losers.
5. It is recorded that the payment to the land losers by the executing Court as directed

hereinabove is subject to the undertaking of the respondents, to refund the said amounts in the event the appellant/State succeeds in the appeal.

6. With the aforesaid observations, CAN 6 of 2026 is, thus, disposed of.
7. There shall be no order as to costs.

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8. Liberty to mention for hearing.

(Rajasekhar Mantha, J.)

(Rai Chattopadhyay, J.)