

Court No. 19
(265719)

WPA 5503 of 2026

17.03.2026
(AD 252)
(S. Banerjee)

Dakshin Bishnupur Fishermens Co-operative Society
Limited & Anr.
Vs.
State of West Bengal & Ors.

Mr. Santanu Chakraborty
Mr. Abhishek Sikdar
Ms. Sahili Dey
Ms. Aratrika Paul

...for the petitioners

Mr. Vimal Kumar Shahi, Ld. AGP
Ms. Susmita Chatterjee

...for the State

Mr. Pradip Kumar Roy, Sr. Advocate
Mr. Asis Dutta

...for the added-respondent

Affidavit of service filed in Court today, is taken
on record.

Mr. Roy, learned Senior Advocate appears and
submits that the Additional Director of Fisheries,
West Bengal, who is the ex-officio Additional Registrar
of Cooperative Societies, West Bengal, has not been
impleaded as a party-respondent in this writ petition.

Faced with such submission learned advocate
appearing for the petitioners prays for leave to amend
the cause-title of the writ petition by adding the said
party as a party-respondent in this writ petition.

Let the amendment in the cause-title of the writ petition be carried out, here and now.

Mr. Roy, learned Senior Advocate appears for the added respondent. He raises an objection as to the maintainability of the writ petition under Group V of the classification list. He submits that the petitioners have raised a dispute as to the settlement of fisheries. No statutory violation of the West Bengal Cooperative Societies Act, 2006 and the Rules framed therein has been alleged in this writ petition. He, therefore, submits that this writ petition cannot be treated as a Group V matter.

As rightly argued by Mr. Roy, learned Senior Advocate appearing for the added respondent that a dispute relating to settlement of fisheries cannot fall within Group V of the classification list, since the said settlement is made under the provisions of the West Bengal Land and Land Reforms Manual. The same pertains to Group I of the classification list.

Faced with such situation, learned advocate appearing for the petitioners prays for leave to correct the presentation form by incorporating the correct group of the classification list.

Such prayer is allowed.

The question that arises for consideration is whether the dispute involved in the writ petition can be decided by this Court in view of the machinery provided under the West Bengal Land Reforms and Tenancy Tribunal Act, 1997.

Learned advocate appearing for the petitioners seeks time to consider such issue and to revert back on the next occasion.

List the matter under the same heading on March 24, 2026.

(Hiranmay Bhattacharyya, J.)