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WPA(P)/139/2022

SUMITRA BHATTACHARYYA (NEOGI)
VS
THE STATE OF WEST BENGAL AND ORS.

with

WPA(P)/142/2022
IA NO: CAN/1/2022

MARY DUTTA AND ORS.
VS
THE STATE OF WEST BENGAL AND ORS.

Ms. Susmita Saha Dutta,
Mr. Niladri Saha,
Ms. Madhurima Basu
..for the Petitioners in
WPA(P) 142 of 2022.

Mr. S.N. Mookherjee, learned Advocate General,
Mr. A. Banerjee,
Md. T.M. Siddique,
Mr. N. Chatterjee,
Mr. D. Ghosh
..for the State.

Mr. Billadwal Bhattacharyya,
Mr. Anish Kumar Mukherjee,
Ms. Oishee Choudhuri
..for the Respondent No.2 in
WPA(P) 142 of 2022.

Mr. Arindam Sen,
Mr. Sagnik Bhattacharya
..for the SLISA in
WPA(P) 142 of 2022.

Mr. Sumit Ray
..for WBSEDCL in
WPA(P) 142 of 2022.

Learned counsel for the petitioners seeks further
one week time to implead the Finance Department

through the Secretary/Additional Secretary in terms of the previous order.

Prayer is allowed.

There is further submission in respect of modification of the Committee, which has been constituted by order dated 5th December, 2022.

By the above order this Court had constituted a Committee comprising of (1) District Magistrate of the concerned district/Block Development Officer; (2) Regional Manager of the Electricity Company/Zonal Manager of the Electricity Company; (3) Superintendent of Police of the concerned district or his representative; (4) Mr. Niladri Saha, Advocate (whose name was suggested by the counsel for the petitioners and agreed by all).

Learned counsel for the petitioners submits that Mr. Niladri Saha sometimes faces difficulty in accompanying the Committee Members for the purpose of visiting the villages, therefore, in case of such difficulty, he may be exempted from accompanying the Committee.

The prayer is not opposed by the other side.

Hence, it is clarified that for any reason if on receipt of intimation to attend the visit/meeting of the Committee Mr. Niladri Saha finds it difficult to participate, the visit/meeting of the Committee will

proceed even in his absence.

A difficulty has also been expressed by the learned counsel for the Electricity Company by submitting that sometimes the Regional Manager/Zonal Manager of the Electricity Company have difficulty in attending the visit/meeting of the Committee therefore they be permitted to attend through their representatives.

The prayer has not been opposed hence allowed. The Regional Manager/Zonal Manager of the Electricity Company is permitted to send his/her employee representative in case if he/she finds it difficult to attend the visit/meeting of the Committee.

Learned counsel appearing for the SLSA has also informed that the compensation amount of Rs.4 lakhs has been transferred to Noor Islam Mondal of Matia incident and Rs.3 lakhs has been transferred to the victim of English Bazar incident.

Learned counsel for the petitioners has submitted that victims of Deganga incident and Bansdrone incident are yet to receive the compensation.

Learned counsel for the SLSA seeks time to obtain instructions in this regard.

Learned Advocate General has informed that the survey by the Committee in terms of the previous order is in progress.

List on 13th of March, 2023.

(Prakash Shrivastava, C.J.)

(Rajarshi Bharadwaj, J.)

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