

WPA 9989 of 2026

Suman Chakraborty
Vs.
The State of W.B. & Ors.

Mr. Indranuj Dutta
Ms. Benazir Sk.
Mr. Asmanur Quail
Mr. R. Ghosal ...for the petitioner.

Mr. Subha Dey ...for the private respondents.

Affidavit of service filed by the petitioner is taken on record.

The State and the Panchayat are not represented despite service.

The petitioner alleges that the private respondents have raised unauthorized construction without obtaining sanction from the concerned Panchayat, on a plot of land which is recorded as “pukurpar/sali” without conversion of the same. The petitioner submitted a representation in this regard before the concerned authority on 22nd February, 2026 and seeks consideration of the same.

Opposing such allegation, learned counsel for the private respondents submits that the private respondents have raised a temporary structure in the plot in question.

Upon consideration of the submission made on behalf of the parties, this Court is inclined to hold that since the representation submitted by the petitioner in this regard is pending, the Pradhan, Kanaipur Gram

Panchayat, being the 7th respondent herein, is directed to consider and dispose same within six weeks from the date of communication of this order upon affording reasonable opportunity of hearing to all concerned including the petitioner and the private respondents, in accordance with law.

The decision taken by the authority shall be communicated to the parties within a week thereof.

In the event the construction raised by the private respondents is found to be unauthorized/illegal, the concerned authority shall take necessary steps in accordance with law.

The writ petition is disposed of accordingly.

There shall, however, be no order as to costs.

Since no affidavit is invited, the allegations contained in the writ petition are deemed not to have been admitted.

Urgent certified website copy of this order, if applied for, be supplied to the parties upon compliance with all requisite formalities.

(Suvra Ghosh, J.)