

06-05-2026
ct no. 10
Sl. 8
RP

WPA 10461 of 2026

Sandip Jhulki
-Versus-

State of West Bengal & Ors..

Mr. Surajit Nath Mitra, Sr. Adv.,
Mr. Debabrata Saha Roy, Sr. Adv.,
Ms. Nibedita Pal,
Mr. Ananda Gopal Mukherjee,
Ms. Nasrin Khatoon

...for the petitioner

1. Despite service, none appears on behalf of the State and the private respondent no. 4 even in the third call today.
2. Learned Counsel appearing for the petitioner submits that that the petitioner is an intending applicant for appointment as MR distributor at Tamluk.
3. Learned senior counsel appearing for the petitioner submits that the respondent no. 4 is the legal heir of the original licensed distributor in respect of both Moyna and Tamluk. Respondent no. 4 has already opted for distributorship before the concerned authority at Moyna on compassionate ground.
4. The petitioner in the instant writ petition, inter alia, submits that in paragraph 21 at page 9 that the respondent no. 4 is not eligible to obtain the license of Tamluk Distributorship on compassionate ground as the respondent no. 4

does not possess a suitable godown as per the specifications prescribed by the State Government. Secondly respondent NO. 4 does not have knowledge of handling smart phones/e-pos devices, desktop computer/laptop and further did not submit the application for Tamluk Distributorship within 90 days from the date of death of the licensee.

5. It is submitted by the petitioner that petitioner is a suitable candidate for the distributorship at Tamluk having fulfilled all the eligibility criteria for appointment as a distributor in respect of Tamluk. Since respondent no. 4 and the State remains unrepresented let this matter be listed for further hearing on 18.05.2026 at the top of the list. The advocate-on-record for the petitioner is directed to serve notice upon respondent no. 4.
6. As an interim measure, the State respondents are restrained from granting any license in respect of the subject matter of the instant writ petition till the next date of hearing.
7. Affidavit-of-service kept on record.

(Smita Das De, J.)