

May 19, 2026  
(13) ARDR

**WPA 11478 of 2026**

Anil Kumar Bag  
Vs.  
The State of West Bengal & ors.

Adv. Soumen Dutta,  
Adv. Subham Dutta,

...for the petitioner.

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

Service has not been effected upon the respondents.

Learned counsel for the petitioner submits that he was appointed as pump operator in respect of Badalpur 2 Gram Panchayat, Junbani 4 pump house by the 9<sup>th</sup> respondent and his appointment was regularised with effect from 5<sup>th</sup> August, 2024. A resolution was taken by the Panchayat Samity on 14<sup>th</sup> March, 2024 by virtue of which the 10<sup>th</sup> respondent was appointed as pump operator in respect of the said pump house. Since the resolution was not acted upon, the 10<sup>th</sup> respondent approached this Court in a writ petition being WPA 22447 of 2024. By an order passed on 31<sup>st</sup> March, 2026, this Court directed the Assistant Engineer, Contai Sub Division, Public Health Engineering Directorate, Government of West Bengal to consider the recommendation forwarded to him by the Block Development Officer, Contai 1 Development Block, Panchayat Samity in terms of the resolution dated 14<sup>th</sup> March, 2026 and arrive at a conclusion/decision within four weeks from the date of communication of the order.

Pursuant thereto, a notice was issued by the Assistant Engineer on 5<sup>th</sup> May, 2026 upon the 10<sup>th</sup> respondent and others fixing the date of hearing on 14<sup>th</sup> May, 2026. Learned counsel submits that the notice of hearing was not issued upon the petitioner and he was not granted an opportunity to place relevant documents before the authority in support of his claim. He shall be terminated from the post in terms of the resolution and the 10<sup>th</sup> respondent shall be appointed as pump operator in his place.

It appears that the petitioner was appointed as pump operator by the 9<sup>th</sup> respondent and not the concerned Panchayat/Panchayat Samity. There was no direction upon the authority to serve notice upon any of the parties in acting in terms of the resolution dated 14<sup>th</sup> March, 2024. The matter cannot be heard in absence of the respondents.

The petitioner is directed to serve copy of the application along with annexure thereto upon the respondents and file affidavit of service on the adjourned date.

Let the matter appear under the same heading on 18<sup>th</sup> June, 2026.

**(Suvra Ghosh, J.)**