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WPA 12607 of 2023

**Renu Biswas and Ors.
Vs.
State of West Bengal & Ors.**

**Mr. Partha Sarathi Das
Ms. S. Sarkar For the Petitioners.**

**Mr. Jahar Datta
Mr. D. Ghosh For the State.**

**Mr. Mukteswar Maity
Ms. N. Chaudhuri For the Respondent no. 8.**

The grievance of the petitioners is directed against the illegal and unauthorized construction in land which is a joint family property belonging to the petitioners.

It is submitted on behalf of the petitioners that the private respondents in collusion with the gram panchayat has unlawfully constructed a public toilet at the premises in respect of which the petitioner is a co-sharer.

This submission is disputed on behalf of the panchayat authorities who allege that the property in respect of which the public toilet has been constructed was gifted by the private respondents to Panchayat Samity. There are reports which have been filed during the hearing of this writ petition and there is also an exception which has

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been taken-on record.

In view of the admitted disputes which are still pending for final disposal, WPA 12607 of 2023 stands disposed of by directing the concerned Block Development Officer being the respondent no. 7 to consider and dispose of the representation of the petitioners dated 5th April, 2023 within a period of eight weeks from the date of communication of this order.

It is made clear that there is no adjudication on the merits of the case and the respondent no. 7 is at liberty to act independently without being influenced by any observation on the merits of the case.

(Ravi Krishan Kapur, J.)