

12.08.2026
Item No.126
Ct. No.19
KS

W.P.A. 15675 of 2026
Shyamal Singha Roy
Vs.
The State of West Bengal & Ors.

Mr. Ashoke Kr. Banerjee, Sr. Adv.
Mr. Mir Anowar

.....For the Petitioner

Mr. Sanjay Saha

.....For the Respondent No.8

1. Parties are represented through their respective learned counsel.
2. Affidavit of service filed in court by the petitioner, is taken on record.
3. From the materials as placed before this Court it would reveal that by a Memo dated 23.05.2026, the respondent no.4 authority directed the writ petitioner to deposit certain amount on account of alleged unauthorized stocking of sand. Admittedly, the writ petitioner has deposited the said penalty amount.
4. By filing the instant writ petition, the writ petitioner has ventilated his apprehension that in future the respondent authorities will not grant the requisite challan for excavation of sand in the relevant plots, particulars of which has been mentioned in paragraph 3 of the instant writ petition, despite the validity of period of lease.

5. It is submitted by Mr. Banerjee, learned senior counsel for the writ petitioner that apprehending such, the writ petitioner approached the respondent nos.2 and 3 authorities by submitting a representation dated 06.06.2026 requesting them to do the needful in terms of Prayer Nos. 1 to 4, as mentioned in the said representation.
6. It is submitted by Mr. Banerjee that the respondent no.3 authority may be directed to consider the Prayer Nos.1, 3 and 4 as made by the writ petitioner in his representation dated 06.06.2026.
7. Mr. Saha, learned counsel appearing on behalf of the respondent no.8/Corporation and Mr. Pal, learned counsel appearing on behalf of the respondent/State, in their usual fairness, submits before this Court that the respondent no.3 authority may be directed to consider the Prayer Nos.1, 3 and 4 of the representation dated 06.06.2026, in accordance with law.
8. In view of such, this Court while disposing the instant writ petition, directs the respondent no.3 authority to consider the Prayer Nos.1, 3 and 4 of the representation dated 06.06.2026, as submitted by the writ petitioner, in accordance with law and after giving an opportunity of hearing to the writ

petitioner and/or his authorized representative, shall pass a reasoned order and shall forthwith communicate the same to the writ petitioner as well as to the respondent no.8 authority.

9. The entire exercise, as indicated hereinabove, shall have to be completed by the respondent no.3 authority positively within 30 working days from the date of communication of the server copy of this order alongwith a copy of the representation dated 06.06.2026.
10. The respondent no.3 authority is directed to act on the server copy of this order.
11. With the aforementioned observation, writ petition is disposed of.
12. Since, affidavits have not been called for, the allegations made in the instant writ petition, are deemed to have been denied.
13. Urgent photostat certified copy of this order, if applied for, be furnished to the parties expeditiously upon compliance of all legal formalities.

(PARTHA SARATHI SEN, J.)