

WPA/15592/2026

**BALENDRA NATH MAJUMDAR
VS.
STATE OF WEST BENGAL AND ANR.**

Mr. Siddhartha Lahiri, Adv.
Mr. Debraj Dutta, Adv.

....For the Petitioner

Mr. Nikunj Berlia, Adv.
Ms. Sarda Sha, Adv.

...For the Respondent-State

1. Both the writ petitioner and Respondent-State are represented by their respective learned counsel.
2. At the very outset, Ms. Sha, learned advocate for the Respondent-State submits before this Court that despite her best effort she could not get appropriate instruction from the Respondent No.2, that is, the Land Manager, Bidhannager, Department of Urban Development and Municipal Affairs, Government of West Bengal.
3. At the time of hearing, Mr. Lahiri, learned advocate appearing on behalf of the writ petitioner, submits before this Court that since the Respondent No.2 authority is not granting the permission to gift the leasehold right of the writ petitioner over the Plot No.219, Block-BB, Sector-I, Salt Lake, Kolkata-700064, to his son, namely, Indrajit Majumdar, the instant writ petition has been filed. In course of his

submission, Mr. Lahiri draws attention of this Court to Page No.33 of the instant writ petition, being a copy of the representation dated 16.04.2026 whereby the writ petitioner sought for the aforementioned permission. It is, thus, submitted by Mr. Lahiri that the Respondent No.2 authority may be directed to consider the representation dated 16.04.2026 in accordance with law after giving opportunity of hearing either to the writ petitioner and/or his authorised representative.

- 4.** In view of such, this Court while disposing the instant writ petition directs the Respondent No.2 authority to consider the representation dated 16.04.2026 as submitted by the writ petitioner positively within 15 working days from the date of communication of the server copy of this order and after giving due opportunity of hearing either to the writ petitioner and/or his legal authorised representative, shall pass a reasoned order in accordance with law and shall forthwith communicate the same to the writ petitioner either by Speed Post or by Special Messenger.
- 5.** The entire exercise, as indicated in the foregoing paragraph, is to be completed within by the last day of August, 2026, by the Respondent No.2 authority.
- 6.** The time limit, as fixed by this Court, is peremptory and mandatory.

- 7.** Liberty is given to the learned advocate-on-record to communicate the server copy of this order along with the Representation dated 16.04.2026 to the Respondent No.2 authority, who is directed to act on the basis of the server copy of this order.
- 8.** With the aforesaid observation and direction, the instant writ petition is **disposed of**.
- 9.** Before parting with, it is made clear that while disposing of the instant petition this Court has not gone into the merit of the instant writ petition and thus, all points are kept open for adjudication before the Respondent No.2 authority.
- 10.** Since affidavits have not been called for, the pleadings as made in the instant writ petition are deemed to have been denied.
- 11.** Urgent Photostat certified copy of this order, if applied for, be given to the parties, on priority basis, upon compliance of all necessary formalities.

(PARTHA SARATHI SEN, J.)