

Court No. 19

(265719)

14.11.2025

(AD 19)

(S. Banerjee)

WPA 15687 of 2025

Smt. Champabati Bera & Ors.

Vs.

The State of West Bengal & Ors.

Mr. Uttam Kumar Bhattacharyya

Mr. Kaustuv Mishra

...for the petitioners

Mr. Wasim Ahmed

Mr. Khairul Alam

...for the State

The petitioners allege that the property of the petitioners has been utilized after passing of an order of requisition under Section 3(1) of the West Bengal (Requisition and Acquisition) Act, 1948 (for short, “Act II of 1948”). The petitioners further state that no notice under Section 4(1)(a) of Act II of 1948 was issued. In the meantime the life of the Act II of 1948 stood expired. The petitioners further state that no steps were taken to convert the requisition proceeding to an acquisition proceeding by invoking the provisions under Section 9(3A) of the Land Acquisition (West Bengal Amendment) Act, 1997.

Learned advocate appearing for the petitioners submits that in the meantime the Land Acquisition Act, 1894 stood repealed with the coming into force of

the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 which came into force on and from January 1, 2014. Learned advocate further submits that though the property of the petitioners has been utilized for the purpose for which it was requisitioned, but no compensation for the said plots have been paid to the petitioners.

Learned advocate appearing for the State seeks time to file a report.

Let a report in the form of affidavit be filed by the Special Land Acquisition Officer, Paschim Medinipur, being the 5th respondent, on or before November 25, 2025.

List this matter on November 26, 2025 under the heading 'For orders'.

(Hiranmay Bhattacharyya, J.)