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05.8.2026
Ct. No. 10
SB

In The High Court At Calcutta
Appellate Side
Constitutional Writ Jurisdiction

WPA 17530 of 2024

Biswajit Chakraborty

Vs.

The State of West Bengal & Ors.

Ms. Setu Das Roy ... for the petitioner

Mr. Pankaj Agarwal

Mr. Sohom Saha for Respondent no. 5

Ms. Sandip Kr. Dey

Ms. Abhipriya Sarkar for Respondent no. 8

1. State remains unrepresented in Court today.
2. Mr. Nikunj Berlia, Mr. Bijitesh Mukherjee and Ms. Manasi Mukherjee learned advocates are engaged in this matter and their appearance be regularized by the office of Government Pleader.
3. Learned counsel appearing on behalf of the respondent no. 8 files a supplementary affidavit in court today. A copy of the same has already been circulated to all the parties.
4. The Learned Counsel appearing for the respondent No. 8 submits that despite the issuance of license in favour of the private respondent on 24.02.2026, she is not being permitted to operate her Fair Price Shop (FPS) due to the order of status quo dated 26.02.2026

passed by this Court. This fact has been stated in paragraph 3 of the Supplementary Affidavit.

5. The Learned Counsel further expresses his anguish, as reflected in paragraph 4 of the Supplementary Affidavit, with regard to any illegal act being committed in connection with the operation of the said FPS.
6. The Learned Counsel appearing for the petitioner submits that since April 2026 the monthly remuneration for running the Fair Price shop has not been received by the petitioner.
7. The Learned Counsel appearing for the State seeks time to obtain specific instructions from their concerned Department.
8. Having heard the parties upon perusing the records this Court is of the view, on the question of liability for illegal acts during operation of the FPS and the effect of the status quo order dated 26.02.2026 requires further consideration.
9. Specific instruction from the State is necessary to clarify the position regarding operation of the FPS and payment of remuneration.
10. Let this matter appear for further hearing on 26.08.2026 under the same heading.

(Smita Das De, J.)