

09.03.2026
ct no. 10
Supple-01
AGM

WPA 17530 of 2024

**Biswajit Chakraborty
-Versus-**

State of West Bengal & Ors.

Ms. Setu Das. Roy.
Ms. Suranjana Nandi.
... for the petitioner.

Mr. Swapan Kumar Dutta. Ld. G.P.
Mr. Soumen Chatterjee.
... for the State.

Mr. Pankaj Agarwal.
Mr. Sohom Saha.
... for the respondent no. 5.

1. Compliance report in respect of the order passed by this Court on 26.2.2026 has been filed by the petitioner is kept with the records.
2. Mr. Swapan Kumar Dutta, learned Government Pleader appearing for the State respondent submits that already the vacancy has been filled up on 24.2.2026 by granting a license in favour of one Debanjali Sarkar. The petitioner vehemently opposes the same and submits that the license has been granted without giving an opportunity of hearing to the petitioner.

3. The petitioner submits that during the pendency of the writ petition an application has been filed for early hearing of the same since the petitioner came to learn from reliable source that very shortly the supply shall be stopped and the entire operation shall remain to be inoperative.
4. It is further submitted that such action of granting license in favour of the petitioner during the pendency of the instant writ petition along with an application for early hearing is arbitrary, unreasonable and contrary to the principles of natural justice.
5. In view of the above, this Court finds that despite there being an order of status quo, the State respondents have acted contrary to the letter and spirit of the order dated 26.2.2026 by granting the license in favour of a third party.
6. The State respondent submits that though the license has been granted in favour of the third party but has not been given any effect to in view of the order of status quo as passed by this Court on 26.2.2026.
7. The State respondent is directed to file a report in the form of an affidavit.
8. In the meantime, the order of status quo which has been directed to be maintained till 9th

March, 2026 shall continue further till the
disposal of the instant writ petition

9. Let the matter on 18th March, 2026.

(Smita Das De, J.)