

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
APPELLATE SIDE

WPA 19123 of 2025

Nirmala Bhakat & Anr.
Versus
The Midnapore Municipality & Ors.

Mr. Avijit Ghoshal
... For the petitioners.

Mr. Sujay Bandyopadhyay
Mr. Subhamoy Dutta
.... For the respondent nos. 1 to 3

Mr. Tirthankar Dey
... For the State.

Mr. Tushar Sinha Mahapatra
... For the respondent nos. 7, 8 and 9

1. By an order dated 5th January, 2026, this Court had directed the District Magistrate, Paschim Medinipur, to file a report in the form of affidavit before this Court.

2. It is unfortunate that despite such direction, the District Magistrate, Paschim Medinipur has not filed the affidavit, instead assigned the job to his junior.

3. This Court is unable to fathom the circumstances under which such step can be taken by the District Magistrate, Paschim Medinipur.

4. In the aforesaid circumstances the purported affidavit as placed before this Court on behalf of the District Magistrate, Paschim Medinipur, cannot be accepted though the same is retained with the file.

5. The District Magistrate, Paschim Medinipur is directed to forthwith comply with the direction dated 5th

January, 2026 by filing an affidavit and also stating therein as to why the report was sought to be prepared by his junior.

3. Let such affidavit be filed on or before the matter is taken up next.

4. Let this matter appear for further consideration under the same heading on 10th February, 2026.

(Raja Basu Chowdhury, J.)