

11-06-2026
Item no.31
Subrata
Bhattacharyya
AR(C)

In the High Court at Calcutta
Special Civil Jurisdiction
Appellate Side

CPAN No.1494 of 2024
Sahadeb Ghosh
-vs-
Pampa Malik
with
CAN No.1 of 2026
arising out of
WPA No.14179 of 2023

Mr. Dipankar Mondal
Mr. Mizanur Rahaman ...for the petitioner

Mr. Brijendra Pratap Singh, JGA
Mr. Atanu Basu ...for the State

Mr. Syed Chandan Hossain
Sk. Abdullah Mondal
Syed Murshid Alam
Ms. Reshma Khatun
Mr. Nabiul Islam
Mr. Kalu Halder
Mr. Subrata Ghosh ...for the respondent no.6

1. An application for substitution has been filed by the heirs and legal representatives of the sole deceased petitioner.
2. It has been submitted that though the application for substitution was made ready, but the same has been affirmed only after leave was granted by the Court to file the substitution application on April 9, 2026. It was affirmed on April 13, 2026 and filed on April 17, 2026. The substituted applicants intend to proceed with the contempt application.
3. The matter relates to allegation made by the petitioner of unauthorized construction. The writ petition stood disposed of way back on February 27,

2024 directing the Gram Panchayat Pradhan to take necessary steps in the matter. The order of the Court has not been complied with till date.

4. Learned counsel for the Pradhan submits, upon instruction, that after declaration of the result of the legislative assembly elections in May 2026, the Pradhan is not in a position to go to the office.
5. As the allegation of the petitioner relates to unauthorized construction and the same is yet to be dealt with, accordingly, direction is passed upon the Sub-Divisional Officer of the concerned sub-division to take steps to comply with the order passed by the Court on February 27, 2024.
6. Let a copy of the order dated February 27, 2024 along with the writ petition and the contempt application be served in the office of the SDO for compliance.
7. Delay in filing the substitution application is condoned. The application for substitution (CAN No.1 of 2026) is allowed.
8. The department is directed to make necessary amendment in the clause title of the contempt application.
9. The Pradhan of the Gram Panchayat is directed to remain personally present in Court on the returnable date.
10. List the matter again on July 16, 2026.
11. All parties are to act on the server copy of this order duly downloaded from the official website of this Court.
12. Certified copy of this order, if applied for, shall be made available to the parties.

[Amrita Sinha, J]

