

S/L 09  
05.03.2026  
Court No.04  
B.K.N

**W.P.S.T. 174 of 2024**  
**Nabakumar Payra**  
**Vs.**  
**The State of West Bengal & Ors.**

*Mr. Swapan Kr. Pal,*  
*Ms. Srijani Mukherjee,*  
*Mr. Soham Pal*

*... for the Petitioners.*

*Mr. Tapan Kumar Mukherjee, Ld. AGP,*  
*Ms. Sangeeta Roy*

*... for the State.*

1. The learned advocate for the writ petitioner submits that in view of an order passed in the petitioner's O.A. No. 461 of 2015, it is not open to the respondents to contend that the application was belated.
2. The learned AGP on the other hand submits that filing of a representation pursuant to the order passed in O.A. No. 461 of 2015 will not give an opportunity to the petitioner to contend that rejection of the representation gives a fresh cause of action.
3. He further submits that the admitted factual position is that the petitioner's father committed 'suicide' and it was not a case of 'died' in harness. He further submits that on this ground itself the petitioner's application is not sustainable.
4. The parties submit that they will refer to decisions in support of their submissions.
5. Since these facts are not in dispute, without inviting an affidavit in opposition we adjourn the matter for submissions, with reference to citations.

6. List this matter on **19<sup>th</sup> March, 2026.**

**(Madhuresh Prasad, J.)**

**(Prasenjit Biswas, J.)**