

**WPA 24141 of 2022**

Rohidul Islam  
Vs.  
The State of West Bengal & Ors.

Mr. Debabrata Saha Roy,  
Mr. Pingal Bhattacharyya,  
Mr. Subhankar Das.  
...for the petitioner.

Mr. Sirsanya Bandopadhyay,  
Mr. Arka Kumar Nag.  
...for the State.

Learned counsel appearing on behalf of the petitioner submits as follows. The petitioner is a fair price shop dealer at village and Post Office Juranpur, Domkal Police Station, Murshidabad. He has been running this shop since quite sometime and his licence has been renewed in 2021 for the present period. In all, he is having 6262 number of ration cards tagged with him. It appears from a memorandum dated 11.02.2022 of the Food and Supplies Department that according to new policy of the State Government, if a fair price shop has cards in the range of 5000 to 6000, then there shall be a scope of declaring vacancy for such area. It was also decided that a new fair price shop shall start with a range of 3000 to 4500 ration cards. So far as the petitioner is concerned, 6262 number of cards having been tagged with the petitioner was within the range of ration cards which can be retained by an existing fair price shop. If a new fair price shop is started in the same area, then it could not have cards in the range of 3000 to 4500. Otherwise, the cards with the existing fair price

shop would fall below 5000. Therefore, vacancy could not have been declared for the same area.

Learned counsel appearing on behalf of the State submits that he would take necessary instructions. He undertakes that no adverse steps would be taken in this regard till 15<sup>th</sup> November, 2022.

On the prayer of the learned counsel for the State, let this matter come up for hearing in the list on 15<sup>th</sup> November, 2022.

Urgent photostat certified copy of this order may be supplied to the parties expeditiously, if applied for.

**(Jay Sengupta, J.)**