

M/L. 222.
June 21, 2024.
MNS.

WPA No. 25442 of 2022

M/s. Adyama Trade Link Private Limited
Vs.
The State of West Bengal and others

Mr. Somnath Roy Chowdhury
... for the petitioner.

Mr. Chandi Charan De,
Mr. Anirban Sarkar
...for the State.

Mr. Sanjay Saha,
Mr. Subhasish Bhattacharya
...for the WBMDTC Ltd.

The grievance of the petitioner is directed against non-consideration of the representations dated November 29, 2019 and October 18, 2022 respectively.

It is submitted on behalf of the petitioner that it had been awarded a mining lease in respect of a plot measuring approximately 6.91 acres situated at Plot No. 949(P) and Plot No. 950(P) situated in sand mine block No. BIR/Illambazar /Ushahar /076/2016 in J. L. No. 126, Police Station- Illambazar, District - Birbhum. It is further submitted that due to delay in handing over possession of the aforesaid sand block, the petitioner is entitled to carry on mining activities post the expiry of the lease deed. It is also

submitted that the subject lease expired as far back as on November, 2022.

The West Bengal Mineral Development and Trading Corporation Limited is represented. It is submitted that despite the lease having expired, they have no role to play and it is the State who should take positive action.

On behalf of the State it is submitted that the State respondents have no instructions in this matter.

Between the State respondents and the West Bengal Mineral Development and Trading Corporation Limited, it *prima facie* appears that there is sheer indifference and apathy towards a national resource.

In view of the above, a responsible and competent authorised officer of the respondent No. 3 is directed to file a Report as to what steps have been taken in respect of the subject lease, which admittedly expired as far back as on September, 2022.

Let a copy of this order be served on the Chairman of the West Bengal Municipal Development and Trading Corporation by both the petitioner and the State respondents.

Let this matter appear on June 26, 2024 as “Specially Fixed”.

(Ravi Krishan Kapur, J.)