

Court No. 19

(265719)

13.01.2026

(AD 12)

(S. Banerjee)

WPA 27878 of 2023

Bimal Sardar & Ors.

Vs.

State of West Bengal & Ors.

Mr. Debasis Sur

Mr. Swapan Kar

...for the petitioners

Mr. Chandi Charan De, AGP

Mr. Anirban Sarkar

...for the State

Learned advocate appearing for the petitioners submits that through inadvertence the copy of the writ petition was not served upon the State-respondents.

Mr. De, learned AGP, is present in Court today and is requested to take instructions in this matter.

Let the appointment of Mr. De, along with a junior of his choice, be regularised by the concerned authority.

The petitioners allege that several plots of land of the petitioners within Mouza – Chandigarh, under Police Station – Maheshtala, in the district of South 24 Parganas was initially requisitioned under the provisions of the by the West Bengal Land

(Requisition & Acquisition) Act, 1948 and thereafter a notice under Section 4(1a) of the 1948 Act was issued. The petitioners state that thereafter the Award was not passed within the prescribed time limit resulting in lapsing of the acquisition proceeding. The petitioners further allege that no further steps for acquisition of the said land, either by issuing a notice under Section 9(3A) or 9(3B) of the Land Acquisition (West Bengal Amendment) Act, 1997 was issued. The learned advocate for the petitioners further submits that in the meantime the Land Acquisition Act, 1894 stood repealed with coming into force of Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 with effect from January 1, 2014. Learned advocate further submits that the plots of land in question have been utilized without making payment of compensation. The petitioners claim to have submitted a representation before the Special Land Acquisition Officer, 24 Parganas (South) dated January 4, 2023. Learned advocate appearing for the petitioners further submits in spite of receipt of such representation, no decision on such representation has been communicated to the petitioner till date.

Mr. De, learned AGP, seeks time to take instruction in this regard.

List this matter on January 28, 2026 under the heading 'For Orders' to enable Mr. De to take necessary instructions with regard to the issues raised in this writ petition.

(Hiranmay Bhattacharyya, J.)