

Items- 12-09-2025
23-33.

sg

Ct. 16

FA 200 of 2025

CAN 4 of 2025

State of West Bengal, represented by the
Land Acquisition Collector, Hooghly
Versus
Aniruddha Bandhyopadhyay & Anr.

With

FAT 266 of 2020

Subhadip Bose

Versus

L.A. Collector, Hooghly, Chinsurah

With

FAT 267 of 2020

Subarna Singha Roy

Versus

L.A. Collector, Hooghly, Chinsurah

With

FAT 268 of 2020

Sangramjit Singha Roy

Versus

L.A. Collector, Hooghly, Chinsurah

With

FAT 271 of 2020

CAN 1 of 2020

CAN 2 of 2022

CAN 3 of 2025

State of West Bengal, represented by the
Land Acquisition Collector, Hooghly
Versus
Sabitri Banerjee

With

FA 70 of 2022

State of West Bengal

Versus

Mahua Mitra

With

FA 72 of 2022

State of West Bengal
Versus
Sangramjit Singha Roy

With

FAT 276 of 2020

State of West Bengal
Versus
Lilabati Das

With

FA 41 of 2021
CAN 5 of 2022

State of West Bengal, represented by the
Land Acquisition Collector, Hooghly
Versus
Aniruddha Banerjee

With

FAT 272 of 2020
CAN 5 of 2022

State of West Bengal, represented by the
Land Acquisition Collector, Hooghly
Versus
Subhadip Bose

With

FAT 273 of 2020
CAN 3 of 2024

State of West Bengal, represented by the
Land Acquisition Collector, Hooghly
Versus
Madhusri Roy @ Ray

Mr. Amal Kumar Sen, Ld. Addl. AG
Mr. Soumitra Bandyopadhyay
Mr. Aniruddha Sen
Mr. Priyabrata Batabyal

...for the State appellants

Mr. Ayan Banerjee
Ms. Denjani Sengupta
Ms. Paulomi Ghosh

...for applicant/respondent in item nos. 23, 27-33
for the appellant/applicant in item nos.24-26

In Re: CAN 4 of 2025 in FA 200 of 2025

1. This is an application for withdrawal of 50% of the

amount deposited by the opposite party pursuant to the order dated 21st April, 2025.

2. Initially, the Collector, Hooghly, on 16th November, 1990 requisitioned the property in question in exercise of its power under Section 4(1) of the West Bengal Land (Requisition and Acquisition) Act, 1894. The said proceeding for acquisition, however, could not be completed and ultimately, a fresh proceeding was initiated under Section 4 of the Act 1894 for acquisition of the said property by issuing a fresh notification dated 20th September, 2011. The said proceeding ultimately culminated to an award passed by the Collector which was on a reference under Section 18 of the L.A. Act modified and hence, by a judgment and order dated 26th November, 2019 by the Judge, learned Acquisition Tribunal-cum-Additional District Judge, 1st Court, Hooghly, Sadar at Chinsurah.
3. Mr. Ayan Banerjee, learned Counsel appearing for the applicant/award holder has submitted that the issue has been conclusively decided by a coordinate Bench in FAT 516 of 2019 with CAN 4 of 2023 (The State of West Bengal vs. Sraddhananda Basu) with FAT 3 of 2019 with CAN 2 of 2022 (Sraddhananda Basu vs. Land Acquisition Collector, Hooghly) decided on 8th May, 2025.
4. Mr. Amal Kumar Sen, learned Additional Advocate General has submitted, on instruction, that the appellant/State is contemplating a Special Leave Petition to be filed against the order dated 8th May, 2025.

5. Having regard to the fact that the time to file the SLP has lapsed, we are inclined to allow the application for withdrawal of 50% of the amount by the applicants.
6. The applicants have made out a ground by disclosing certain medical documents for release of such 50% amount.
7. Under such circumstances, the application being CAN 4 of 2025 is allowed.
8. The learned Registrar General is directed to release 50% of the compensation amount deposited to the credit of this appeal, within one week from the date of communication of this order upon premature encashment of the fixed deposit to the applicants (referring claimants) in equal proportion subject to proper identification.
9. List all the other appeals i.e. FAT 266 of 2020, FAT 267 of 2020, FAT 268 of 2020, FAT 271 of 2020, FA 70 of 2022, FA 72 of 2022, FAT 276 of 2020, FA 41 of 2021, FAT 272 of 2020 and FAT 273 of 2020 in the Monthly List of November, 2025 in order to enable Mr. Sen to obtain necessary instruction in this regard.

(Soumen Sen, J.)

(Apurba Sinha Ray, J.)