

Ct. 5 27.02.2026
JPD
Item No.24 Alope

In The High Court At Calcutta
In The Circuit Bench at Jalpaiguri
Appellate Side

WPA 217 of 2026

Utpal Mohanta & Ors.
Vs.
The State of West Bengal & Ors.

Mr. Narendra Nath Das
Mr. Pragyadip Roy Basuria
Mr. Jogesh Chandra Roy
..for the petitioners

Mr. Swarup Das
... for the respondent nos. 4 and 6

Mr. Joyjit Choudhury, ld. AAG
Mr. Nabankur Paul
... for the respondent nos. 1 & 3

Mr. Somnath Roy Choudhury
Mr. Debanjan Das
Ms. Sukanya Bhowmik
... for the respondent no. 2
Mr. Dilip Kr. Agarwal
... for the respondent no. 7

1. The writ application has been preferred praying for direction upon the respondent no. 8/ld. District Judge to enquire into the financial transactions/irregularity with regard to Jalpesh temple, its property and Athiti Niwas, appointment of employees, engagement of contractors and related issues and also other related reliefs.

2. As per trust rule, the District Judge, Jalpaiguri has supervisory powers over the said trust and, as such, exercises wide powers

regarding the functioning of the said trust including the total management of the said temple trust.

3. In course of hearing, it appears that the petitioners herein made several representations before the learned District Judge but it is submitted that the same have not been considered till date.

4. On the other hand, learned counsel appearing for the Secretary of the said Jalpaiguri Trust submits that in a suit in respect of the said temple trust, an execution proceeding is pending. As such, the issue in the present case is also before the learned District Judge on the judicial side.

5. It appears from the materials on record that the petitioners herein are aggrieved by certain Acts of the Trust, subject to verification on the administrative side of the learned District Judge.

6. Accordingly, the writ application is disposed of with liberty granted to the petitioners herein to file a comprehensive representation before the learned District Judge which shall include all the grievances faced by the said petitioners as stated herein, within 30 days from the date of this order, which the learned District Judge on hearing all the stake holders shall dispose of expeditiously after the SIR process is completed.

7. The respondent no. 5 has expired. Let his name be deleted. A copy of the representation to be filed be served in advance upon the Secretary of the Jalpesh Temple Committee & Trust.

8. It is made clear that this Court is not inclined to interfere with the functioning of the Temple Trust in any manner whatsoever, including operation of Bank Accounts, as the same is the authority of the District Judge, Jalpaigauri.

9. As no affidavits have been exchanged, the allegations in the writ application are not admitted.

10. **Writ application stands disposed of.**

11. Connected application, if any, stands disposed of.

12. Urgent photostat certified copy of this order, if applied for, be supplied to the parties upon compliance with all requisite formalities.

(Shampa Dutt (Paul), J.)