

ORDER SHEET
West Bengal Land Reforms and Tenancy Tribunal
First Bench

Present:

Hon'ble Justice Mr. Subhasis Dasgupta, Chairman

&

Mr. Tapas Chowdhury, Hon'ble Administrative Member

Case No. O.A. No.2250 of 2025 of (LRTT)

Bakul Chandra Das

Versus The State of West Bengal & Ors.

Serial No. and date of Order 1	<u>For the State</u> Mr. G. Bhaduri, GR. Mr. S.R. Rao Kusuma, GR	Order of the Tribunal with signature 2	<u>For the Applicant</u> Md. Abdul Alim, Advocate <u>For Pvt. Respondent No6</u> Mr. Amitava Bhattacharyya, Advocates	Notes of the Registry & Office action with date and dated signature of parties when necessary 3
08.09.2025	<p>Learned Advocate Md. Abdul Alim appears on behalf of the petitioner.</p> <p>Learned Government Representative is present for the State.</p> <p>Learned Advocate Mr. Amitava Bhattacharyya appears on behalf of Private Respondent No.6 by filing vakalatnama. Let the same be kept with the record.</p> <p>Affidavit of service, filed on behalf of the petitioner, be kept with the record.</p> <p>Appellate decision dated 01.07.2025, passed in Appeal Case No.162A of 2024, setting aside the order of the prescribed authority with a direction upon the B.L. & L.R.O. concerned to delete 0.06 acres of land in plot No.829 from Khatian No. 1329 of the petitioner and to record the same in favour of Shyama alias Shyam Charan Das, is the predecessor of Private Respondent, impleaded in this case, is under challenge in this matter.</p> <p>Since there is no delay caused, the matter stands formally admitted.</p> <p>Copy of relevant L.C.R be called for.</p> <p>On the prayer of Mr. Bhattacharyya, Learned Advocate representing Private Respondent No.6, liberty is granted to file affidavit in opposition supplying copy of the same to the other side.</p> <p>Subject to receiving copy of affidavit in opposition, reply thereto, may be submitted by the petitioner.</p>			

In aid of supplementary affidavit, furnished today, Learned Advocate for petitioner prays for interim protection in this matter, contending inter alia that the direction of the Appellate Authority has already been implemented without granting any accommodation to the petitioner and record has been prepared giving effect to the order of the Appellate authority. It is submitted further by Md. Abdul Alim, Learned Advocate representing the petitioner, that unless some interim protection is granted, entire exercise may be rendered infructuous and the subject-schedule land may be made to face transfer resulting in serious prejudice to the valuable right of the petitioner.

Learned Advocate for Private Respondent No.6 submits that the copy of the supplementary affidavit has not been served upon the afore-mentioned private respondent.

Learned Advocate for Private Respondent No.6 raises objection receiving copy of supplementary affidavit against the proposed prayer for interim protection submitting that there is no need of granting any interim protection in this matter as the Record has already been given effect to by the B.L. & L.R.O concerned doing adherence to direction, passed by the appellate authority.

Our attention is drawn to the copy of the order-sheet, enclosed with the supplementary affidavit.

Learned Government Representative submits that the prayer for interim protection, if granted, will invite unnecessary complication in this matter and as such, no protection, pending the decision of this matter, may be given.

We have considered the submissions of both sides.

The order of the appellate authority may not be given effect to till the decision of this matter and the corrected Record, so prepared, consequently, may not be given effect to.

A simplicitor notice be issued upon Respondent No.7-12, other than Private Respondent No.6, intimating the next date of hearing and produce document on the next date fixed.

The matter stands adjourned.

This case be listed under the heading "Motion" on **16.07.2026.**