

Form J(2)
Sl.No.40
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In the High Court at Calcutta
In the Circuit Bench at Jalpaiguri
Constitutional Writ Jurisdiction
Appellate Side

Present:

The Hon'ble Justice Aniruddha Roy

WPA 85 OF 2026

Sankar Kumar Das

Vs.

The State of West Bengal & Ors.

For the petitioner	:	Mr. Debopriyo Karan, Adv. (VC) Mr. Sankhasuvra Roy, Adv. Mr. Avimannu Das, Adv.
For the Respondents State	:	Ms. Supriya Singh, Jr. Govt. Pleader Mr. Samar Rakshit, Adv.
For the Respondent Municipality:		Mr. Pretom Das, Adv. (VC) Mr. Sandip Guha Roy, Adv. Mr. Abhisek Sen.
Heard on	:	August 13, 2026
Judgment on	:	August 13, 2026

[In Court]

Aniruddha Roy, J. :

1. Mr. Debopriyo Karan, learned Advocate (VC) appears for the petitioner.
2. Ms. Supriya Singh, learned Junior Government Pleader appears for the State.

3. None appears for the respondent no.3, despite notice.
4. The petitioner has worked for the **Mal Municipality** under a particular tender process to carry out certain construction work. The total tendered amount was **Rs.16,18,949/-** as would be evident from **page 19** of the writ petition. Part payment has been made for a sum of **Rs.04,84,674/-** as would be evident from **page 35** to the writ petition. The balance claim now the petitioner claims is **Rs.11,34,275/-**.
5. Today, Mr. Pretom Das, learned Advocate (VC) appearing for the Mal Municipality with Mr. Sandip Guha Roy, learned Advocate submits a status report issued by the Chairman of the Municipality dated **February 12, 2026** admitting a sum of **Rs.11,34,275/-** is still due and payable to the petitioner. The report is taken on record. Copy has been served upon Mr. Avimannu Das, learned Advocate appearing for the petitioner led by Mr. Debopriyo Karan, learned Advocate (VC).
6. In view of the above, the petitioner shall forthwith communicate a copy of today's order to the **Principal Secretary, Department of Urban Development and Municipal Affairs**, respondent no.4 and also upon the **Principal Accountant General (A & E), Treasury building, Kolkata – 700001**.
7. Since the report dated **February 12, 2026** shows an unequivocal and unconditional admission of payability towards the petitioner for a sum of **Rs.11,34,275/-**, the respondent no. 4 shall have to pay the same

by crediting the bank account of the petitioner through electronic mode.

8. In the event, fund is required to be sanctioned, the respondent no. 4 shall communicate to such an appropriate authority for sanctioning of fund but positively ***within one week*** from the date of communication of this order and such an appropriate authority shall then sanction the fund and transmit the fund in favour of the respondent no. 3 positively ***within three weeks*** from the date of receiving communication from the respondent no.4.
9. The respondent no.4 then shall pay the petitioner positively within ***a week*** from the date of receiving fund from such authority.
10. In the event, fund is there in the account of the respondent no.3, the respondent no.4 shall forthwith disburse the payment in favour of the petitioner within ***two weeks*** from the date of communication of this order.
11. Since affidavits are not called for, the allegations made in this writ petition are deemed not to have been admitted by the respondents.
12. However, if on scrutiny of record it appears that, the amount has already been paid to the petitioner, the same shall be communicated to the petitioner in writing with supportive materials and there shall be no requirement of any further payment.
13. With the above observations and directions the writ petition, ***WPA 85 of 2026*** stands ***disposed of*** without any order as to costs.

14. Parties shall act on the server copy of this order duly obtained from the official website of this Court.
15. Photostat certified of this order, if applied for, be furnished expeditiously.

(Aniruddha Roy, J.)