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26.11.2026
Court No. **652**
D.Hira

WPA 32192 of 2026

Rasida Bibi
Vs.
CESC Limited & Anr.

Mr. Indranil Halder,
Ms. Neha Singh.
... for the petitioner

Mr. Dr. Madhusudan Saha Ray.
... for the CESC Limited

1. The petitioner's grievance is that the respondent authority before passing the final order of assessment dated 7th November, 202, has not afforded any reasonable opportunity of hearing to the petitioner and/or her representative and passed the said final order of assessment only unitarily which, according to the learned advocate for the petitioner, tantamount to arbitrariness and irrationality on the part of the respondent authority.
2. It appears that on the allegation of theft, the authority provisionally assessed the fine amount and vide order dated 7th November, 2026 has issued the final assessment of the amount.
3. According to the petitioner, her authorized representative has not been afforded reasonable opportunity of hearing before passing the said final order of assessment.
4. This allegation of the petitioner is however vehemently objected to on behalf of the respondent authority.

5. Having heard the learned advocates appearing for the respective parties and perused the materials on record that this Court finds it proper to direct the respondent authority to again provide reasonable opportunity of hearing to the petitioner and/or her authorized representative and re-issue the final order of assessment, if necessary by modifying the existing order dated 7th November, 2026, after hearing the petitioner.
6. Let this exercise be concluded by the respondent authority within a period of fifteen days from the date of communication of this order.
7. Till the date the respondent authority concludes the hearing and passes its order as the final order of assessment, the operation of the instant order dated 7th November, 2026 shall be kept in abeyance.
8. With the aforesaid observations and directions, **WPA No. 32192 of 2026** is **disposed of**.
9. Urgent photostat certified copy of this order, if applied for, be supplied to the parties upon compliance with all requisite formalities.

(Rai Chattopadhyay, J.)