

Constitutional Writ

Present : The Hon'ble Mr Justice Jayanta Kumar Biswas

Judgment on 24.08.2010

W.P.No.17468(W) of 2010

Shri Sudhir Kumar Biswas

-vs-

The State of West Bengal & Ors.

Points:

**Maintainability of Writ**-Whether writ court can direct the B.L.& L.R.O. to supply copy of record of right- Constitution of India Art. 226

Facts:

The petitioner is alleging inaction on the part of the Block Land and Land Reforms Officer in that the Officer has not supplied copies of the record of rights.

Held:

In view of the provisions of the West Bengal Land Reforms and Tenancy Tribunal Act, 1997, the petitioner's remedy, if any, was before the Tribunal established under the Act. This Court has no jurisdiction to entertain the matter.

Para 2

Mr. Purnendu Das, Mr. Souvik Maji .... for the petitioner

Mr. Prasenjit Basu, Mrs. Nilima Das ....for the State

The Court : The petitioner is alleging inaction on the part of the Block Land and Land Reforms Officer in that the Officer has not supplied copies of the record of rights, though, according to him, the Officer was under a statutory obligation to supply the copies.

2. In view of the provisions of the West Bengal Land Reforms and Tenancy Tribunal Act, 1997, the petitioner's remedy, if any, was before the Tribunal established under the Act. This Court has no jurisdiction to entertain the matter.

3. For these reasons, the art.226 petition is dismissed. No costs. Certified xerox.

(Jayanta Kumar Biswas, J)

