

Government of West Bengal
Urban Development Department
Nagarayan, DF-8, Sector-I
Salt Lake, Kolkata - 700064

No. 1460-SL(AL)/-X-2L-323/78(AH-120)

Dated: 25th July, 2016

From : The Land Manager, Bidhannagar,
Urban Development Department,
Government of West Bengal

To : i) Shri Dilip Kumar Roy,
ii) Shri Swapan Kumar Roy,
AH-120, Sector-II, Salt Lake,
Kolkata - 700091

Sub: Copy of Reasoned Order passed in compliance with order of
Hon'ble High Court at Kolkata in respect of plot no. AH-120
at Bidhannagar, Sector-II, Salt Lake.

Ref: W.P.No.15295(W) of 2012
Shri Dilip Kumar Roy & Anr.... Petitioner
-vs-
The State of West Bengal & Others ... Respondent

Sir/Madam,

Enclosed please find herewith a copy of Reasoned Order passed in compliance with the order dated 03.09.2012 of Hon'ble Justice Jyotirmoy Bhattacharya in the above referred writ petition.

Yours faithfully

Encl: As stated

Sd/-
Land Manager, Bidhannagar
Urban Development Department
Government of West Bengal
Dated: 25th July, 2016

No. 1460/1(4)-SL(AL)/-X-2L-323/78(AH-120)

Copy forwarded for information to:-

- ✓ The Additional Chief Secretary, U.D. Department, Nagarayan, Block-DF-8, Sector-I, Salt Lake, Kol-64
2. Office Copy.

25/7/16
Land Manager, Bidhannagar
Urban Development Department
Government of West Bengal

25.07.16

**Government of West Bengal
Urban Development Department
Nagarayan, DF-8, Sector-I, Salt Lake Kolkata-700064**

W.P.No-15295 (W) of 2012
Mr. Dilip Kr. Roy & Anr.
-VS-
The State of West Bengal & Others

Reasoned Order

05-07-2016

The matter is taken up for hearing in accordance with the Order passed on 03.09.2012 by Hon'ble Justice Jyotirmoy Bhattacharya in W.P. No.-15295 (W) of 2012. Shri Dilip Kumar Roy and Shri Swapan Kumar Roy have appeared today. Heard them.

From their submission & from the records available in the plot file it appears that the Petitioners Shri Dilip Kumar Roy and Shri Swapan Kumar Roy submitted an application on 18.05.2007 for mutation of Plot No. AH-120, Sector-II, Salt Lake on the basis of the last Will and Testament of Late Anil Kumar Halder and Probate granted by Hon'ble High Court in P.L.A. No. 44 of 2006.

The lessee Anil Kumar Halder has made a bequest of the said property in favour of the Petitioners Shri Dilip Kumar Roy and Shri Swapan Kumar Roy who are neither a close relation nor a natural legal heir of the lessee.

Considered.

This is a case of Will & Testament made in favour of a person who are not close blood related/legal heir of the lessee.

The Urban Development Department, Government of West Bengal has published Notification No. 2709 dt. 22.06.2012 and Notification No. 3377 dt. 02.09.2013 wherein it has been made clear that all devolutions, except in favour of close blood relations shall be deemed to be transferred and transfer fees will be applicable.

In view of above, I am of the opinion that mutation as prayed for by the petitioner may be allowed on deposition of fees in terms of Notification No. 2709 dated 22/6/2012 read with Notification No. 3377 dated 2/9/2013. The application for mutation filed by the petitioner is hereby thus considered and disposed of.

Inform all accordingly.

Dictated
&
Corrected by me

Land Manager, Bidhannagar


Land Manager, Bidhannagar
Urban Development Department
Government of West Bengal