

BEFORE

THE HON'BLE MR. JUSTICE B.K. SHARMA

By means of this writ petition, the petitioner has prayed for a direction to the respondents, more particularly, the respondents No. 3 and 4 not to give permission to the respondent No. 6 towards installation of crasher machine, which allegedly on the verge of installation at Village called Nolonga Pahartoli under Bagu an Revenue Circle in the district of Goalpara. According to the petitioner, the villagers have authorized him to file this writ petition. The land, on which the crasher machine is proposed to be installed has been described in paragraph 3 o f the writ petition, which is quoted below:

3. That the petitioner beg to state that the land of the petitioner's village is cultivable land and the most of the villagers have been living by cultivation o n their small owned land and also residential areas nearly of their land. The private respondent No. 6 is a businessman, he has also owned land in the middle of the village neighboring with the land under Dag No. 809, 830, 834, 835 and Patt a No. 442, 544, 107. The land of the private respondent is surrounded by the lan d of Hasem Ali Miah in the North, Abdur Rahman in the South Sonaullah in the Eas t and the PWD with both side residential area in the west. There is a primary sc hool namely Nolonga Pahartoli L.P. School in the middle of the village nearby th e land of the private respondent No. 6. In the first week of October, 2012 the p etitioner as well as the people of the locality have come to know that the priva te respondent No. 6 has tried to set up a crasher machine on his own land and ac cordingly he approached before the Forest Department as well as Revenue authorit ies. Thereafter t officers/Lat Mandal of the village has surveyed the land and s ubmitted a report in favour of the private respondent No. 6.

Agitating the aforesaid grievance, the petitioner along with other villagers has already approached the Deputy Commissioner, Goalpara, vide their representation dated 19.10.2012 (Annexure-3) followed by representation dated 20.10.2012 (Anne xure-4) to A.S.O., Balijana Circle, Goalpara.

Upon hearing Mr. H. Das, learned counsel for the petitioner as well as Ms. R. Ch akrabarty, learned State Counsel, this writ petition is disposed of directing th e said two authorities to look into the grievance of the petitioner on the basis of the aforesaid two representations and pass appropriate order as expeditiousl y as possible, preferably within 31.1.2013.

The writ petition is disposed of.