

Email

State Chief Information Commissioner West Bengal

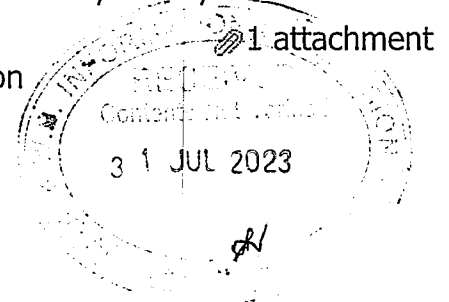
Written complaint under section 18 of the RTI Act, 2005 in the matter of non-disclosure of the information pursuant to my RTI application dated 22.05.2023.

From : lawyersomnathbanerjee@gmail.com

Sun, Jul 30, 2023 06:58 PM

Subject : Written complaint under section 18 of the RTI Act, 2005 in the matter of non-disclosure of the information pursuant to my RTI application dated 22.05.2023.

To : State Chief Information Commissioner West Bengal
<scic-wb@nic.in>



Sir,

I make this complaint under section 18 of the RTI Act, 2005, following no response from the Block Land & Land Reforms Officer, Kanksa, against my RTI Application dated 22.05.2023.

The written complaint has been duly readied in the prescribed form and has been duly signed by me. A self-attested copy of the RTI Application has also been attached with the written complaint.

I attach hereto the written complaint along with the self-attested copy of my RTI Application.

Kindly initiate the necessary proceedings in the matter of the instant complaint being made by me.

Regards,

Yours faithfully,
Somnath Banerjee
Advocate,
High Court at Calcutta.

Complaint to Information Commission (ROR Correction, Malandighi Gram Panchayat) 1.pdf

1 MB

FORMAT FOR FILING COMPLAINT / 2ND APPEAL BEFORE WEST BENGAL
INFORMATION COMMISSION

(vide Circular No. 1522-WBIC/Admn-05/13, dated 13.08.2014)

Complaint u/s 18(1) ☒

2nd Appeal u/s 19(3) ☐

(Tick relevant box)

1. Name of the Applicant: **Somnath Banerjee, Advocate, Calcutta High Court**
2. Address: **Flat No. B4, 2nd Floor, Manoranjan Apartment, (near Mahiskapur High School), Quisor Gally, Benachity, Durgapur-713213.**
3. Date of filing of application for information under RTI Act
(A self-attested copy of RTI application should be attached):
RTI Application was received on 23.05.2023
4. Name of State Public Information Officer / State Assistant Public Information Officer to whom the application was made and address:
The Block Land & Land Reforms Officer, Kanksa, Govt. of West Bengal, Vill. Kanksa, P.O. Panagarh Bazaar, Dist. - Paschim Bardhaman (West Bengal), PIN-713148.
5. Gist of the information sought for:
Information sought about the actions taken, if any, by the BL&LRO, Kanksa, for correction of the RoR. If no actions have been taken, then the reasons why the actions have not been taken. Also, a copy of the entire note sheet of the file wherein the issue has been dealt with in the office of the BL&LRO, Kanksa, was requested to be furnished.
6. Have you received any response / information?
If so, attach a self-attested copy of the same:
No. Received no response till this date.

Cont.....P/2

Somnath Banerjee

For Complaint u/s 18(1) only

1. Grounds for Complaint (strike off items not applicable)

- i) ~~Unable to submit request for information because no SPIO/
SPIO has been appointed.~~
- ii) ~~SPIO/ SPIO refused to accept the application / 1st appeal or
refused to forward it to the SPIO / 1st Appellate Authority.~~
- iii) ~~Refused access to information requested.~~
- iv) No response to the RTI application received within the time-limit
specified in the RTI Act.
- v) ~~Fee demanded is unreasonable.~~
- vi) ~~Information furnished is incomplete / misleading / false.~~
- vii) ~~Any other (specify):~~

For 2nd Appeal u/s 19(3) only

1. Date of filing 1st appeal:

(A self-attested copy of 1st appeal should be attached)

Not Applicable

2. Authority to whom the 1st appeal was made and address:

Not Applicable

3. Decision of the 1st Appellate Authority, if any, including number and date
of the order:

(A self-attested photocopy of the order of the 1st Appellate Authority
should be attached)

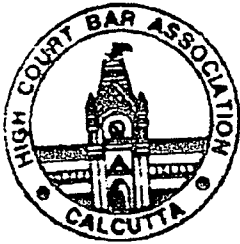
Not Applicable

4. Grounds for 2nd appeal and the relief sought for (specify):

Not Applicable

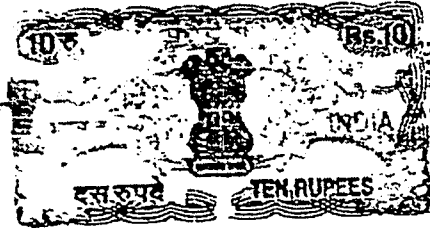
Cont...P/3

Somnath Banerjee



18713

Advocate
HIGH COURT CALCUTTA
Bar Association Room No. 7, 1st Floor
Phones : 2248-3169/3190/2243-7383
Fax : (033) 2248-2313
E-mail : bar.association@rediffmail.com

**CORRESPONDENCE ADDRESS:**

Flat No. B4, 2nd Floor,
Manoranjana Apartment,
(near Mahiskapur High School),
Quisor Gally, Benachity,
Durgapur-713213.

Date: 22.05.2023

BY HAND DELIVERY (AGAINST RECEIPT) / REGD. POST / SPEED POST

To
The Block Land & Land Reforms Officer, Kanksa,
Govt. of West Bengal,
Vill. Kanksa, P.O. Panagarh Bazaar,
Dist. - Paschim Bardhaman (West Bengal),
PIN-713148.

Sub.: Request for furnishing information under the Right to Information Act, 2005.

Sir,

I, under due instructions of my clients, (1) Smt. Suparna Bhattacharyya, wife of Late Prasanta Kumar Bhattacharyya, and (2) Smt. Shatabdi Bhattacharyya, daughter of Late Prasanta Kumar Bhattacharyya, make this application under the Right to Information Act, 2005, on their behalf and state as follows:—

Shri Prasanta Kumar Bhattacharyya (now deceased) along with (1) his wife, Smt. Suparna Bhattacharyya and (2) his daughter, Smt. Shatabdi Bhattacharyya, owned and possessed 139 decimals of land appertaining to L.R. Plot No. 800 of Mouza Kuldiha, J.L. No 53, P.S. Kanksa, Dist. Paschim Bardhaman, West Bengal, after they purchased the land by way of four Sale Deeds, being nos. 1-7069/2011, 1-7975/2011, 1-8190/2011 & 1-9440/2011, registered with the ADSR, Durgapur. Shri Prasanta Kumar Bhattacharyya and his wife, Smt. Suparna Bhattacharyya, later on transferred 6.17 decimals of land appertaining to the Plot to their

R 1498

Received by
Kanksa, P.O. Panagarh Bazaar
Dist. Paschim Bardhaman
23/5/23
S. L. S. L. R. O., Kanksa
Paschim Bardhaman



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Somnath Banerjee

5. If 2nd Appeal is filed after 90 days from the date on which the decision of the 1st Appellate Authority was received or after 135 days from the date of filing of the 1st appeal explain the reasons for the delay.

Not Applicable

I, Somnath Banerjee, son ~~/daughter~~ of Late Sadhan Kumar Banerjee aged about 61 years, being an Indian citizen do hereby solemnly affirm that the statements made herein are true to my knowledge based on records and the rest are my submissions to the Hon'ble West Bengal Information Commission.

Place: **Durgapur**

Date: **30.07.2023**

Somnath Banerjee

Signature of the complainant / appellant

Somnath Banerjee, Advocate,

Calcutta High Court

(Name of the complainant / appellant)

Index of self-attested documents attached:

1. Self-attested copy of the RTI Application dated 22.08.2022, wherein the receipt by the Block Land & Land Reforms Officer, Kanksa, is acknowledged.

daughter by way of a Gift Deed, being no. 1-9481/2011 registered with the ADSR, Durgapur. with the final result that

1. Shri Prasanta Kumar Bhattacharyya owned and possessed, more or less, 55 decimals of land,
2. Smt. Suparna Bhattacharyya owned and possessed, more or less, 56 decimals of land. and
3. Smt. Shatabdi Bhattacharyya owned and possessed, more or less, 28 decimals of land. in the Plot.

Accordingly, their names were duly recorded in the L.R. RoR under L.R. Khatian Nos. 1144, 1145 and 1333 respectively. They were also issued L.R. *parcha* to that effect.

After Shri Prasanta Kumar Bhattacharyya died intestate, his title in the Plot got devolved upon his wife and his daughter, Smt. Suparna Bhattacharyya and Smt. Shatabdi Bhattacharyya respectively.

Sometime in the year 2019, it was found that an area of 21 decimals in the Plot has been recorded in the name of one Shuko Hasda. However, the RoR kept showing the total area of the Plot as "139 decimals". There was no increase in the total area of the Plot. So, the distributed area among the *raiyats* of the Plot should total up "139 decimals", and no more. But, with an area of 21 decimals being recorded in the name of Shuko Hasda, the distributed area of the Plot got increased to "160 decimals", though the total area of the Plot remained "139 decimals".

The Plot measured 139 decimals. My clients own and possess the entire Plot. The L.R. *parcha* also recorded the entire plot in the name of my clients (and their predecessor). They never ever sold or transferred any area of the Plot to anyone. So, there was no opportunity for the BL&LRO to record 21 decimals of land in the name of Sukho Hasda.

Clearly, the recoding in favour of Sukho Hasda was an error apparent on the very face of the record. That had actuated on account of some *bona fide* error or was a result of "handiwork of some unscrupulous person".

On 23.12.2019, my client, Smt. Suparna Bhattacharyya, made an application to you requesting

~~to request you to correct the L.R. RoR by deleting the name of Sukho Hasda, who happened to be a~~

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Somnath Banerjee

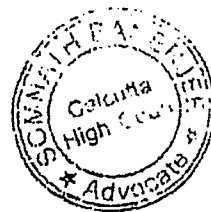
complete stranger and had nothing to do in the Plot. She followed up the matter by submitting another application on 03.07.2020.

After much persuasion and follow-up, she was successful in making you to write a letter under memo no. 111/BLRO-KANKSA/2021, dated 28.01.2021, to the SDL&LRO, Durgapur, in the matter of grant of permission to initiate the necessary proceeding under section 51A(4) of the WBLR Act for correction of the L.R. RoR. The SDL&LO, Durgapur, in turn, wrote to the DL&LRO, Paschim Bardhaman, under memo no. SDL&LRO, DGP, 332/SDLRO DGP/21, dated 06.09.2021, requesting him to grant the necessary permission so that the necessary proceedings under section 51A(4) of the WBLR Act could be initiated and the L.R. RoR be corrected.

In response to the above, the DL&LRO, Paschim Bardhaman, granted the necessary permission under memo no. 5-07(21)/S-2021/1815/ADMA, dated 22.05.2021, to the BL&LRO, Kanksa, to initiate the necessary proceeding for rectification of the L.R. RoR.

Ever since the permission was so given by the DL&LRO, Paschim Bardhaman, it is more than a year and a half now. No action appears to have been taken to correct the L.R. RoR. It is in the face of this situation, that I request you to kindly furnish the following pieces of information:

1. What actions have been taken by you for correction of RoR of L.R. Plot No. 800 of Mouza Kuldiha, J.L. No. 53, P.S. Kanksa, Dist. Paschim Bardhaman, West Bengal? Please give a detailed answer mentioning all the actions that have been taken by you enclosing all the notices and all other documents that are available in the office records in connection with correction of the RoR.
2. Why the correction of RoR has not been done as yet? Where is the correction stuck? Please give a detailed answer mentioning all the actions that have been taken by you enclosing all the documents that are available in the office records in connection with correction of the RoR.
3. Please give a photocopy set of the entire note sheet of your office file wherein the correction of the RoR has been dealt with.



Somnath Banerjee

The statutory fee of Rs. 10/- (Rupees ten) in the form of court-fees is paid herewith.

Needless to say, it is mandatory, under section 7 of the Right to Information Act, 2005, to furnish information within 30 days of the receipt of the request therefor and that any default therein may, under section 20 *ibid*, lead to imposition of the penalty of two hundred and fifty rupees for each day of such default and the total penalty to the tune of twenty-five thousand rupees.

Hope you shall provide the information as expeditiously as possible, and, in any case, within 30 days of the receipt of this application at your end

Yours faithfully,



Somnath Banerjee

(Somnath Banerjee)
Advocate, High Court at Calcutta

Somnath Banerjee

Hearing on 05-01-2026

State Chief Information Commissioner West Bengal < scic-wb@nic.in >

Tue, 09 Dec 2025 3:49:02 PM +0530

To "blokanksa"<blokanksa@gmail.com>

Cc "lawyersomnathbanerjee"<lawyersomnathbanerjee@gmail.com>

Please find the attachment, for further details visit our website

West Bengal Information Commission

1 Attachment(s)

WBIC-RTI-C-104858-750-2025...

16.2 KB