

03-12-2021
ct no. 13
Sl.46
sp

WPA 13244 of 2021
Sachi Rani Dutta
Versus
The State of West Bengal & Ors.

(Via Video Conference)

Ms. Pampa Dey (Dhabal)
...for the petitioner

Mr. Subhabrata Dutta,
Mr. Biswajit Dutta
...for the State

Mr. Jaydip Banerjee
...for the private respondent nos.6 and 7

The writ petitioner complains that she has been thrown out from her own house by the daughter-in-law and granddaughter being respondent nos. 6 and 7. The writ petitioner is a widow and lives in a house that stands in her name. She survives by the widow pension being paid to her on account of her late husband's employment.

The Officer-in-Charge, Indas Police Station has submitted a report in the form of instructions to the learned Government Pleader dated August 29, 2021. The same is taken on record.

It appears from the report that proceedings under Section 107 of the Cr. P.C. has been drawn up by the police against the private respondents nos. 6 and 7 on the complaint of the petitioner.

Admittedly, there is serious discord between the petitioner and the private respondents nos. 6 and 7.

This Court does not wish to enter into the reason why the petitioner is now residing with her daughter.

In view of the fact that the daughter-in-law through counsel has submitted that she has never objected or obstructed the petitioner from entering into her own house. The petitioner shall therefore return to her house immediately.

In the event of any obstruction or any discord between the parties in future, the Officer-in-Charge, Indas Police Station shall sternly warn both parties and ensure that there is no breach of peace.

With the aforesaid observations, the writ petition is disposed of

There shall be no order as to costs.

Urgent photostat certified copy of this judgment, if applied for, be given to the parties upon compliance of all formalities.

(Rajasekhar Mantha, J.)