

11.07.2022
Court No. 19
Item no.363
CP

W.P.A. No. 2353 of 2022

Sabina Iyasmin & ors.
Vs.
The State of West Bengal & ors.

Mr. Partha Sarathi Das
Mr. Souraja De
...for the petitioners.

Mr. Manas Kumar Das
...for the respondent no. 12.

Having heard the learned advocates for the respective parties, this court is of the view that the grievance of the petitioners can be redressed by directing the Officer-in-Charge, Kandi Police Station to ensure no breach of peace takes place and the order of the learned civil court dated December 24, 2020, is complied with.

It is the specific case of Mr. Das, learned advocate appearing on behalf of the respondent no. 12, that the allegation of encroachment is incorrect.

With regard to the correctness of the allegation of encroachment, this court has not expressed any opinion and the matter will be decided by the learned civil court.

The petitioners are at liberty to approach the learned civil court for necessary orders, if the situation so demands, in future.

The writ petition is disposed of.

There shall be no order as to costs.

Parties are to act on the server copy of this order.

(Shampa Sarkar, J.)