

25.11.2022.
Court No.13
Item No. 407
ap

W.P.A. No. 5867 of 2021

**Sri Kshitish Chandra Roy
Versus
The State of West Bengal & Ors.**

Mrs. Sankari Roy.

...For the petitioner.

Mr. Soumitra Bandyopadhyay,
Mr. Priyabrata Batabyal.

...For the State.

Affidavit-of-service filed in Court today be taken
on record.

The petitioner complains of alleged inaction on
the part of Kalyani Police Station.

It is submitted that the petitioner has been
cultivating the land of the private respondent no.8 for
more than 40-45 years and they are, however, not
recorded as Bargadar.

The private respondent no.8 has constructed a
boundary wall to prevent the petitioner's entry.

This Court is of the view that the remedy of the
petitioner is before an appropriate Civil Court for
establishment of civil right.

Officer-in-charge, Kalyani Police Station shall
ensure that there is absolutely no breach of peace in
the area.

With the aforesaid observations, the instant writ
petition shall stand disposed of.

There will be no order as to costs.

All parties are directed to act on a server copy of this order duly downloaded from the official website of this Court.

(Rajasekhar Mantha, J.)