

AD. 12.
July 6, 2022.
MNS.

WPA No. 11579 of 2022

Narayan Chandra Jana and others
Vs.
The State of West Bengal and others

Mr. Manoranjan Jana
...for the petitioners.

Ms. Sanghamitra Nandy,
Mr. Bidhan Biswas
...for the State.

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

Learned counsel for the petitioners contends
that, despite the petitioners having given
representation on March 15, 2022 (Annexure – P5 at
page 29 of the writ petition) to the respondent
authorities, no steps have been taken for removal of
unauthorized construction/occupation of the private
respondent nos. 9 to 11 in respect of a public land
adjacent to the property of the petitioners.

Learned counsel appearing for the respondent
authorities files a police report (which is kept on
record) authored by the Inspector-in-Charge, Egra
Police Station, District- Purba Medinipur, which
virtually corroborates the contention of the petitioners
as regards the petitioners being owners of the
adjacent plot of land, on which the allegation of
encroachment has been levelled.

In such view of the matter, WPA No. 11579 of 2022 is disposed of by directing the respondent no. 2, being the District Magistrate and Collector, Purba Medinipur, to decide on the representation of the petitioners, annexed as Annexure- P5 at page 29 of the writ petition, and, if necessary, upon holding adequate enquiry in that regard, giving opportunity of hearing to all concerned, to initiate steps for eviction of the private respondents and/or any other unauthorized occupant/encroacher, if any, on the public land-in-question. Such exercise, it is expected, shall be concluded as expeditiously as possible, preferably within three weeks from date, in accordance with law.

There will be no order as to costs.

Urgent photostat certified copies of this order, if applied for, be made available to the parties upon compliance with the requisite formalities.

(Sabyasachi Bhattacharyya, J.)