

16.11.2022.
Court No.13
Item No. 289
ap

W.P.A. No. 14890 of 2021
Manick Senapati
Versus
The State of West Bengal & Ors.

Mr. Bhagbat Chowdhuri,
Sk. Nizamuddin,
Ms. Barnali Gupta.

...For the petitioner.

Ms. Amrita Panja Moulick.

..For the State.

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

The petitioner complains that the private
respondent is disturbing peaceful enjoyment of his
property and has also assaulted him. The construction
being effected by the petitioner is being disturbed.

Counsel for the State submits that proceedings
under Section 107 of the Code of Criminal Procedure
have been taken out.

This Court finds that the remedy of the
petitioner against the private respondent may be
agitated before an appropriate civil forum.

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

With the aforesaid directions, 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.*)