

24.11.2022
Court No.13
Item No.344
sp

WPA 8738 of 2020

Swapan Sardar & Ors.
Vs.
The State of West Bengal & Ors.

Mr. Ranajit Chatterjee,
Mr. Sanjib Seth

...for the petitioner

Mr. Susovan Sengupta,
Mr. Ram Chandra Guchhait

...for the State

Mr. Subhasish Pachhal

...for the respondent nos. 10 & 11

The petitioners seek enforcement of an order holding that the property being occupied by the private respondent is a water body. Reference is made to a decision of a Co-ordinate bench of this Court dated April 24, 2019 in W.P. 8474 (W) of 2019.

This Court notes that the police have absolutely no role to play in this matter unless specifically directed by a competent authority. The order dated December 30, 2020 issued by the BL & LRO is required to be enforced in accordance with law.

The private respondent also has remedy in this regard.

With the aforesaid observations, the instant writ petition shall stand disposed of without any further order.

There shall be no order as to costs.

All parties shall act on the server copy of this order duly downloaded from the official website of this Court.

(Rajasekhar Mantha, J.)