

Item No.9

In the High Court At Calcutta
Constitutional Writ Jurisdiction
Appellate Side

19.09.2023
Ct-24

WPA 13732 of 2023
Molla Nuruddin Ahamad

v.

The State of West Bengal & Ors.

Mr. Rudranil De
Mr. Ziaul Haque
Mr. Subhronil Ghosh
Mr. Santimoy Bhattacharya
... for the petitioner.

Mr. Sani Hossain
... for the respondent nos. 11 to 13.

Ms. Jyotsna Roy Mukherjee
Mr. Anirban Datta
... for the State.

The Revenue Officer, Chanditala-1, Hooghly has filed a report before the Block Land & Land Reforms Officer, Chanditala-1, mentioning that on enquiry it was found that extension of the drain adjacent to LR Plot No. 444 has been made by encroaching an area of approximately 250 square feet of LR Plot No. 420 corresponding to RS Plot No. 358 of Mouza-Sadpur, JL No. 21.

From the report of the Revenue Officer, the allegation of encroachment made by the petitioner appears to be true.

In view of the above, the Block Land & Land Reforms Officer is directed to take steps for payment of compensation on account of illegal encroachment of the private land or in the contrary to remove the encroachment so that the owner may enjoy the land as

per his wish and desire. The compensation be paid in accordance with the provisions of law after giving reasonable opportunity of hearing to all the necessary parties.

The authority may also take steps for acquiring the land in question upon payment of requisite charges.

Steps shall be taken in the matter at the earliest but positively within a period of twelve weeks from the date of communication of this order.

The writ petition stands disposed of.

Urgent certified photocopy of this order, if applied for, be supplied to the parties expeditiously on compliance of usual legal formalities.

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(Amrita Sinha, J.)