

WPA 21006 of 2023

Mintu Mandal & anr.

-vs-

State of West Bengal & ors.

Mr. T. Prosad Halder

Mr. Sk. Abu Safor

Mr. Debayan Ghosh

...for the petitioners

Mr. Amanul Islam

Ms. Roma Roy

Mr. Sourav Mukherjee

...for the private respondent no.9

Mr. Suman Sengupta

Ms. Ipsita Banerjee

Ms. Amrita Panja Moulick

Mr. Suddhadeb Adak

...for the State

Learned counsel appearing on behalf of the petitioners submits as follows. The petitioners are the owners of the land in question. However, the private respondents had illegally encroached upon their land and constructed some illegal structures on the same.

Learned counsel for the respondent no.9 denies the allegations and submits that the dispute that exist between the private parties is purely civil in nature.

Learned counsel appearing on behalf of the State submits that the relief that is being sought by the petitioners can be granted only by a Civil Court.

It appears that there exist a civil dispute between the private parties. It is alleged by the petitioners that their land

has been encroached by the private respondents.

The petitioners shall be at liberty to approach the Civil Court seeking any relief in this regard.

However, the respondent police authorities shall keep a sharp vigil at the locale and ensure that no breach of peace takes place.

With these observations, the writ petition is disposed of.

Urgent photostat certified copy of this order be supplied to the parties, if applied for, as early as possible.

(Jay Sengupta, J.)