

14.12.2023
(D/L-120)
Ct.-24
(Susanta)

C.P.A.N. 1430 of 2022
In
W.P.A. 11319 of 2022

Sri Uttam Kumar Biswas & Anr.
-Vs-
Prabhkar Mayra

Mr. Uttam Kumar Biswas,
.... The Petitioner No.1 (In person).

Mr. Kingsuk Mondal,
.... For the Contemnor.

Mr. Uttam Kumar Biswas, the petitioner
No.1 appears in person.

The inspection has been conducted in
presence of the petitioner and the Surveyor,
Engineer of the Gram Panchayat and a report
has been placed before this Court.

The petitioner submits that the inspection
was conducted by a Surveyor, who is not a
Surveyor of the Land Department and
accordingly, the measurement made by him
cannot be relied upon.

The entire inspection has been video
recorded.

It appears from the submission made on
behalf of both the parties and upon perusal of
the materials on record that there are several
disputed questions of facts involved. The same

cannot be looked into in the contempt jurisdiction.

It will be open for the petitioners to apply before the appropriate forum for necessary relief, if permissible in law.

The contempt application stands disposed of.

The personal appearance of Mr. Biswajit Saha, Pradhan of Raidighi Gram Panchayat and Uttam Kumar Tanti, Surveyor of Raidighi Gram Panchayat are dispensed with.

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

(Amrita Sinha, J.)