

Sl.No.

45 12.11.2024

Court

No. 35

G.S.Das

WPA 7946 of 2022

Sk. Liakat Ali

-Vs-

The State of West Bengal & Ors.

Mr. Mohinoor Rahaman

Ms. Maria Rahaman

Ms. I. Rahaman

... for the Petitioner

Mr. Pantu Deb Roy, Id. AGP

Mr. Pannanlal Bandopadhyay

...for the State-respondent

The petitioner contends that in a public pathway there has been obstruction created by the respondent nos. 4 to 9 by way of planting trees and by establishing a poultry farm.

The petitioner has enclosed a Photostat copy depicting the map of the area.

In order to ascertain whether the claim of the petitioner relating to the subject-matter in dispute is a public

pathway, the same is to be ascertained by the BL&LRO, Basirhat-II.

Accordingly, it is directed that the concerned officer would assess regarding the correctness of the contentions as to whether the respondent nos. 4 to 9 have acted in a manner thereby obstructing the public at large from using the pathway.

In case, such contention of the petitioner is found to be correct, in that case, the BL&LRO, Basirhat-II will inform the Panchayat Authority, Rajendrapur Gram Panchayat to remove such obstruction.

In case, there is local resistance which is contrary to the finding of the BL&LRO, in that case, the police authorities would render their assistance to the Panchayat Authority.

With the aforesaid observations, WPA 7946 of 2022 is disposed of.

Report so submitted be kept with the record.

A copy of the report be handed over to the learned advocate for the petitioner.

Affidavit of service so filed be kept with the record.

Parties to act on a server copy of this order duly collected from the official website of the Hon'ble High Court, Calcutta.

(Tirthankar Ghosh, J.)