

ML 1862
14.05.2024
srm

**In The High Court At Calcutta
Constitution Writ Jurisdiction
Appellate Side**

W.P.A. 8020 of 2022

**Niva Hudati & Ors.
-versus
The State of West Bengal & Ors.**

Mr. Debabrata Mondal

...For the Petitioners.

Mr. Susanta Pal,
Ms. Ananya Neogi

...for the State.

The petitioners complain that their *raiyati* lands have been encroached upon by the private respondents and construction made thereon.

The petitioners pray for a direction upon the State respondents to resolve the dispute and to return possession of their private lands.

The prayer of the petitioners cannot be allowed. The State respondents will not be the competent authority to decide or adjudicate the issue of illegal encroachment of lands as alleged by the petitioners. The petitioners ought to approach the competent civil forum for remedy.

The writ petition stands dismissed.

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

(Amrita Sinha, J.)