

Court No. 2
04.12.2024
(Item No. 27)
(AB)

IN THE HIGH COURT AT CALCUTTA
Constitutional Writ Jurisdiction
Appellate Side

W.P.A. 16223 of 2024

Satrughna Singh
VS
The State of West Bengal & Ors.

Mr. Lakshinath Bhattacharya
.... For the petitioner
Mr. Chandi Charan De, Ld. Addl. Govt. Pleader
Ms. Reshma Chatterjee
.... For the State

Affidavit-of-service, filed in Court today, is
taken on record.

Mr. Lakshinath Bhattacharya, learned
advocate appears for the petitioner.

Mr. Chandi Charan Dey, leaned Additional
Government Pleader appears for the respondent Nos.
1 to 5, and 8 to 12.

None appears for the rest of the respondents.

The petitioner complains of that the local
Police Station extended its boundary by encroaching
upon the land of the petitioner. The boundary wall of
the petitioner has been demolished by the Police
Station. Petitioner submitted a representation dated
February 28, 2024, annexure P-3 at **page 36** to the
writ petition.

In view of the above, the respondent No. 9
upon issuing a prior hearing notice of at least seven
days to the petitioner and the respondent No. 12 and
after granting them an opportunity of hearing shall

consider the said representation dated **February 28, 2024, annexure P-3** at **page 36** to the writ petition by passing a reasoned order in accordance with law.

The entire exercise shall be carried out and completed by the respondent No. 9 positively within a period of **six weeks** from the date of communication of this order and the reasoned order shall be communicated to the petitioner and the respondent No. 12 positively within a further period of **one week** from the date of the said reasoned order to be passed.

It is made clear that, this Court has not gone into the merits of this writ petition and the respondent No. 9 shall decide the issue independently in accordance with law.

Depending upon the outcome in the reasoned order parties shall be at liberty to take steps in accordance with law.

This order shall not create any right or equity in favour of the petitioner if he does not succeed to his claim before the respondent No. 9 strictly in accordance with law.

Since affidavits are not called for, the allegations made in this writ petition are deemed not to have been admitted by the respondents.

With the above observations and directions, this writ petition, **WPA 16223 of 2024** stands **disposed of**, without any order as to costs.

Photostat certified copy of this order, if applied
for, be furnished expeditiously.

(Aniruddha Roy, J.)