

62 03.10.2024

No. 35

WPA 19381 of 2024

-Vs-

**The Deputy Inspector General of Police,
Murshidabad & Ors.**

... for the petitioner

Mr. Joyak Kumar Gupta

... for the State-respondent

... for the Private-responder

Affidavit-of-service so filed be kept
with the record.

Report so submitted be also kept
with the record.

Learned advocate for the private
respondent(s) is present.

From the report, it reflects that already a case has been registered being Beldanga P.S. Case No. 439 of 2024 dated 16.06.2024. Pursuant to the complaint being forwarded, the police

authorities have also drawn a proceeding under Section 163(2) of the BNSS.

It has been complained of on behalf of the petitioner that in spite the order being passed by the learned Civil Court for not changing the nature, character and possession of the suit property, the private respondents have violated such order and taken steps by way of alienating the said property and by cutting down the trees.

Learned advocate for the private respondent(s) disputes such contentions.

The police authorities are completely in knowhow of the disputes between the parties, the civil suit is pending as well as the criminal case has been registered and steps have been taken by the police authorities for ensuring that no breach of peace takes place at the locale.

However, the petitioner and the private respondents are at loggerhead and, each of them would approach before the learned jurisdictional court which is *in seisin* of the matter for seeking remedies in respect of the right, title, interest, possession of the said property and/or violation of any order passed by the learned Civil Court.

However, the police authorities would keep a strict vigil, in the meantime, so that there is no tension and/or other serious pandemonium created at the behest of the parties, who are fighting over the land in dispute.

With the aforesaid observations, WPA 19381 of 2024 is disposed of.

Pending application(s), if any, is also disposed of.

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.)