

Sl.No.

112 27.09.2024

Court
No. 35

G.S.Das

WPA 19928 of 2024

Sekh @ Sk. Ismail Mondal
-Vs-
The State of West Bengal & Ors.

Mr. Keshab Chandra Das
Ms. Aparajita Mondal
... for the petitioner

Mr. Susovan Sengupta
Mr. Manas Kumar Sadhu
... for the State

Mr. Md. K. Basar Bulbul
Mr. Kamal J. Zamam
... for the respondent nos.4,5,7,8&9

Affidavit of service so filed be
kept with the record.

The petitioner complains to the
officer-in-charge of Dhaniakhali P.S. that
he is being prevented from cultivating his
land at the instance of the respondents,
who are threatening with deadly weapons.

The report reflects that steps have
been taken by the police authorities under
Sections 126/135 of BNSS, 2023 *vide*

Dhaniakhali P.S. NCR No.-1010 of 2024
dated 05.08.2024.

As the ownership of the property cannot be decided by the police authorities, as such, the cultivation which the petitioner is continuing, as he claims, whether rightly or wrongly, is to be decided by the Civil Court.

However, so far as the said property is concerned, the police authorities would keep a strict vigil and ensure that no breach of peace and tranquility takes place at the subject property at the instance of both the parties.

With the aforesaid observations, WPA 19928 of 2024 is disposed of.

Pending application, 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.

Urgent Photostat certified copy of this order, if applied for, be supplied to the parties, subject to compliance with all requisite formalities.

(Tirthankar Ghosh, J.)