

Sl.No.

47 04.11.2024

Court
No. 35

G.S.Das

WPA 23611 of 2024

Rinku Mahish

-Vs-

The State of West Bengal & Ors.

Mr. Aditya Bikram Mahata

Mr. Aritra Palit

... for the petitioner

Mr. Animesh Paul

Ms. Susmita Ghorai

... for the private respondent

Affidavit of service so filed be
kept with the record.

The petitioner has drawn the
attention of the court to the order dated
09.07.2024 passed by the learned Civil
Judge (Junior Division), 1st Court, Basirhat,
North 24 Parganas, wherein, the learned
Civil Court was pleased to pass the
following order:

*“Plaintiffs and principal
defendants no. 1 and 2 are
directed to maintain status quo with
respect to the nature, character and
possession of the suit property as
it stands today till the next date”.*

If the said order is still continuing and the petitioner prefers an application for seeking police assistance, the learned Civil court will apply its discretion as to whether its order has been violated by the respondents and, accordingly, exercise its order in accordance with law.

The police authorities are also directed to obey and respect the order passed by the learned Civil Court and see to that no breach of peace and tranquility takes place at the locale.

With the aforesaid observations, WPA 23611 of 2024 is disposed of.

Learned advocate for the respondents submits that since no affidavits have been exchanged, the allegations which have been made in the writ petition are deemed to be denied and disputed.

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.)