

Sl.No.

5

13.06.2024

Court

No. 35

G.S.Das

WPA 21039 of 2010

Babar Hossain Mondal

-Vs-

State of West Bengal & Ors.

None appears either for the petitioner or for the State.

The writ petition is pending since the year 2010. The last of the order was passed on 11.11.2010 when an adjournment was sought for and, there was a direction for the matter to go out of the list.

The grievance of the petitioner relates to a piece of property, wherein, the petitioner was disturbed by the private respondents in respect of Plot No. 1834/2054 measuring .12 decimals of land under Khatian No. 776/2, J.L. No. 017, Mouza- Dakshin Bhebia, P.S. Hasnabad,

District- North 24 Parganas.

I have considered the grievance of the petitioner and, I am of the view that as more than 13 years have passed since the initiation of the writ petition, the petitioner is entitled to remedies under the appropriate forum of law, as such, there is no scope for invoking the jurisdiction under Article 226 of the Constitution of India.

With the aforesaid observations, WPA 21039 of 2010 is dismissed.

Pending application, if any, is also dismissed.

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.)