

D/L21
13.12.2024
Bpg.
ct.no.35

W.P.A.29441 of 2024

**Mrityunjoy Bankdar & Ors.
Versus
State of West Bengal & Ors.**

Mr. Ziaul Haque.
...for the petitioners.

Mr. Santanu Kumar Mitra
Mr. Subhabrata Das.
...for the State-respondents

Mr. Kanail Lal Mondal.
...for the respondent nos. 5 & 6.

Affidavit of service filed by the petitioners be
kept with the record.

Petitioners complain that the private
respondents are disturbing the peaceful enjoyment of
their property and creating obstruction.

Learned advocate appearing for the State has
submitted a report. Report reflects that on the basis
of written complaint of Mrityunjoy Bankdar, a specific
case has been registered being Sonarpur P.S. Case
No.1653 of 2024 dated 12.12.2024. Investigation of
the said case is in progress further. Earlier, I find that
the proceedings under Section 126 of the BNSS have
also been drawn up.

Learned advocate appearing for the private respondents submits that they are not involved in any disturbance in respect of the property in dispute.

Report also reflects that the issue relating to any illegal construction has been kept under surveillance by the police authorities.

In view of the petitioners and the private respondents being at loggerhead, the police authorities are directed to maintain breach of the peace and tranquility and to ensure that no untoward incident results from the inimical relationship existing between the parties.

With the aforesaid observations, WPA 29441 of 2024 is disposed of.

Report so submitted by the State be kept with the record.

A copy of the report be handed over to the learned advocate appearing for the petitioner.

All parties shall act on the server copy of this order duly downloaded from the official website of this Court.

Urgent photostat certified copies of this order, if applied for, be given to the parties upon compliance of all requisite formalities.

(Tirthankar Ghosh, J.)