

10.03.2025
Court No. 35
Item No.122
Rakib

W.P.A. 977 of 2024

Sufal Das.
VS
The State of West Bengal & Ors.

Mr. Gazi F. Hossain.
Ms. Varsha Roy.
... for the Petitioner.
Mr. R. Munshi.
...for the Respondent no.9
Mr. Suman Sengupta,
Ms. Amrita Panja Moulick.
... for the State.

Petitioner complains that petitioner's father was a bargadar in respect of the plot no.415, wherein the respondent no.9 happens to be the raiyat. After demise of his father there has been interference by the respondent no.9 to carry out the cultivation at the plot referred to therein.

It has been pointed out on behalf of the respondent no.9 that presently before the Revenue Officer the right of the petitioner has been established.

The petitioner's right is to be decided by the B.L.& L.R.O. However, the police authorities would ensure that there is no breach of the peace and/or tranquility in case there is a dispute arising from cultivating the land in question. So far as the right is concerned, the right is to be established by the Revenue Authorities or the B.L.& L.R.O. concerned. But if customarily an act has been carried on police authorities without referring to the aforesaid authorities will not interfere with the same.

With the aforesaid observations WPA 977 of 2024 is disposed of.

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

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

(Tirthankar Ghosh, J.)