

D/L.02.
August 26, 2025.
KAUSHIK

WPA No. 1982 of 2025

Samir Chakraborty
Vs.
The State of West Bengal and Others

Mr. Souradipta Banerjee
Ms. Fatima Hassan
... for the petitioners.

Mr. Debanjan Chatterjee
... for the private respondent.

Mr. Malay Krishna De
Mr. Rabindranath Chakraborty
... for the State.

Affidavit of Service filed in Court be kept
with the records.

The grievance of the petitioner is directed
against illegal construction and obstruction at the
entrance as well as the boundary of the subject
premises situated at Purba Burdwan full
particulars whereof are mentioned in paragraph 2
of the writ petition.

It is submitted on behalf of the petitioner
that there has been illegal construction and
unauthorized occupation of his premises by the
private respondent nos. 8 and 9.

On behalf of the State, it is submitted that
they have no objection if the representation dated
25th June, 2024 addressed to the District
Magistrate, Purba Burdwan is directed to be
disposed of expeditiously.

The private respondents are represented and submit that they have been residing at the concerned premises for the last 20 years.

In view of the above, WPA 1982 of 2025 is disposed of by directing the respondent no. 2 to consider and dispose of the representation of the petitioner dated 25th June, 2024 within a period of six weeks from the date of communication of this order to the said respondent and after giving a right of hearing to all the affected parties including the petitioner, in accordance with law and without being influenced by any observation made in this order.

It is made clear that there has been no adjudication on the merits of the case and all questions are left open to be decided by the respondent no. 2 strictly in accordance with law.

Since no affidavits have been called for, the allegations contained in the writ petition are deemed to have not been admitted by the respondents.

Urgent Photostat certified copy of this order, if applied for, be made available to the parties upon compliance of necessary formalities.

(Ravi Krishan Kapur, J.)