

Sl.No. 24.02.2025
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Court
No. 35
G.S.Das

WPA 4550 of 2023
With
CAN 1 of 2023

Ashthami Kanra (Das) & Anr.
-Vs-
State of West Bengal & Ors.

Mr. Md. G. N. Imrohi
... for the petitioner(s)

Mr. Manas Kumar Sadhu
... for the State - respondent(s)

Affidavit-of-service so filed be kept
with the record.

The petitioner is aggrieved by the
fact that in spite of the civil suit pending,
the petitioners are obstructed to enjoy
their property.

The petitioner complains that the
private respondents are adamant,
aggressive and bent upon to pursue their
illegal activities. To that extent, the local
police authorities were informed, but, till
date, they have not taken any preventive
measures for the petitioners' peaceful

enjoyment in their property.

As none appears on behalf of the State, Mr. Manas Kumar Sadhu, learned advocate, who ordinarily appears on behalf of the State, is directed to represent the State. His appearance may be regularized by the concerned authorities.

In view of the contentions advanced by the petitioners, I direct that since the petitioners have already approached the learned civil court, the petitioners will take out an appropriate application before the learned Civil Judge *in seisin* of the matter.

In case, the learned civil court passes any direction(s), the police authorities would respect, obey and implement such order of the learned civil court in its true spirit and tenor.

In the meantime, the police authorities would keep a strict vigil and ensure that no breach of the peace and

tranquility takes place as also no untoward incident results because of the strained relationship existing between the parties.

With the aforesaid observations, WPA 4550 of 2023 along with CAN 1 of 2023 is disposed of.

Pending application(s), if any, is also disposed of.

Parties to act on a server copy of this order duly collected from the official website of the Hon'ble High Court, Calcutta.

(Tirthankar Ghosh, J.)