

Court No. 35
22.01.2025
(Item No. 45)
(AB)

IN THE HIGH COURT AT CALCUTTA
Constitutional Writ Jurisdiction
Appellate Side
W.P.A. 4802 of 2024

Ranjit Kumar Kar
VS
The State of West Bengal & Ors.

Mr. Sayan Sinha
Mr. Adil Naskar
.... For the petitioner
Mr, Santanu Mitra
Ms. Rama Halder
.... For the State
Mr. Lalratan Mandal
Mr. Dilip Kumar Sadhu
Mr. Avik Kumar Das
.... For respondent Nos. 8 to 10

Affidavit of service filed in Court today is taken
on record.

Petitioner has informed the Police authority is
that he intends to dismantle the existing structure
and intends to construct a building which he has
purchased to that effect whenever the masons are
engaged the private respondents are flexing their
muscles power to restrain the masons from doing
their job.

Report submitted by State reflects that on the
basis of the complaint in the year 2020 Binpur Police
Station case No. 60/2020 was registered for
investigation and on completion of investigation
charge sheet has been submitted before the
jurisdictional Court. Police authority has denied that

no assistance was rendered to them whenever complaint was forwarded.

Learned advocate for the private respondents submits that he is in possession, however attention of the Court has been drawn to the decree passed in Title Suit No. 140 of 2014 wherein the learned Civil Judge, Junior Division, Jhargram has been pleased to dismiss the suit and vacate the interim order. Since the nature of the dispute is absolute by civil dispute the interference of the Police authority would be called for in circumstances, if the situation is blown out of proportion. To that effect if a complaint is received appropriate steps would be taken by the authorities.

With the above observations W.P.A. 4802 of 2024 is disposed of.

The reports submitted be kept with the record. A copy of the report be handed over to the learned advocate appearing for the petitioner.

All concerned parties shall act on the serve 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.)