

D/L 19
18.03.2025
Kausik
ct.no.35

W.P.A. 5082 of 2025

**Tanushree Das
Versus
State of West Bengal & Ors.**

Mr. Ziaul Haque
Mr. Himadri Kumar Mahato

...for the petitioner.

Mr. Saikat Chatterjee
Mr. Partha Pratim Sinha
Ms. Sumana Mukherjee

...for the respondent nos. 5 to 8.

Mr. Susovan Sengupta, Sr. Adv.
Mr. Tarak Karan

...for the state.

Petitioner alleges of illegal encroachment in her property and to that effect informed the concerned police station. The concerned police station even after receipt of the representation/communication did not take any appropriate steps.

Learned advocate for the respondent nos. 5 to 8 submits that the petitioner is attempting to invoke the jurisdiction under Article 226 of the Constitution of India for the police authorities to act in his favour without having a right under the law.

State has submitted a report. Report reflects that police authorities have drawn up

proceedings under section 126 BNS. Since the nature of the dispute complained of is a subject matter to be decided by the civil court, I am of the view that the police authorities would only oversee by ensuring that there is no breach of the peace and/or tranquility and/or any untoward incident resulting from the strained relationship existing between the parties.

With the aforesaid observations WPA 5082 of 2025 is disposed of.

Report so submitted be kept with the record.

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

(Tirthankar Ghosh, J.)