

25.03.2025
Court No. 35
Item No.8
Rakib

W.P.A. 5525 of 2025

Nilay Kumar Naskar.
VS
State of West Bengal & Ors.

Mr. Amit BIKram Mahata,
Mr. Sahil K.
... for the Petitioner.
Mr. Swapan Banerjee,
Mr. Diptendu Narayan Banerjee.
...for the State.

Affidavit-of-service filed by the petitioner be kept
with the record.

Petitioner is aggrieved by the fact that he is being
prevented from harvesting the crops, although the land is
demarcated.

Learned advocate for the State has submitted a
report.

The nature of the dispute regarding the ownership
of the land and its crops are to be decided by the Civil
Court.

No exceptional circumstances are made out for
invoking the jurisdiction of this Court under Article 226
of the Constitution of India.

The police authorities have already initiated a
proceeding under Sections 126/135(3) of the BNSS on or
about 11.03.2025, they would continue to keep a strict
vigil and ensure that no breach of the peace and or
tranquility takes place and/or any untoward incident

results because of the inimical relationship existing between the parties.

With the aforesaid observations WPA 5525 of 2025 is disposed of.

Report so submitted by the State 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 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.)