

Sl.No. 95 28.03.2025
Court No. 35
G.S.Das

WPA 5766 of 2025

Biswarup Das
-Vs-
The State of West Bengal & Ors.

Mr. D. S. Banerjee
Mr. S. Shasmal
... for the Petitioner(s)
Mr. Swapan Banerjee, Id. AGP
Mr. Soumen Chatterjee
... for the State-respondent (s)
Mr. Gouranga Kr. Das
Ms. Poulami Dutta
... for the respondent no. 4

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

The petitioner and the private
respondents are at loggerheads over the
enjoyment of the property. While the
petitioner claims that the private
respondents are raising construction on the
land, on the other hand, the private
respondents, who claim to be the actual
owners of the property/land, submit that
the petitioner has no locus to challenge
the construction which is being carried out

at their own land.

State has submitted a report which reflects that there are number of criminal cases pending *inter se* the parties.

Having considered that the petitioner and the private respondents are at loggerheads, I direct that both the parties, if they have any dispute in respect of ownership and usages of the property/land, would approach the jurisdictional civil court for appropriate directions. The police authorities will not interfere with the same.

Interference of the police authorities would be restricted only to ensure that there is no breach of the peace and/or tranquility taking place as also no untoward incident resulting from the inimical relationship existing between the parties as is reflected from the report submitted by the Officer-in-charge of

Pathar Pratima Police Station.

With the aforesaid observations,
WPA 5766 of 2025 is disposed of.

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

Report so submitted be kept with
the record. Copy of the report be handed
over to the learned advocate for the
petitioner.

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.)

