

17.03.2025
Court No. 35
Item No.137
Rakib

W.P.A. 6924 of 2023

Pradip Biswas & Anr.
VS
The State of West Bengal & Ors.

Mr. Harun-All-Rashid,
Mr. Mustak Ali.
... for the Petitioners.
Mr. Pantu Deb Doy,
Mr. Pannalal Bandopadhyay.
... for the State.

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

Petitioners are aggrieved by the action of the
private respondent nos. 4 and 5, who are interfering with
the cultivation and peaceful possession of the petitioners.
To that effect the police authorities were informed
however, the police authorities inspite of directions of the
Civil Court have not acted in accordance with law.

State has submitted a report. Report reflects that
Misc. Appeal case no. 13/2016 is pending and the next
date is fixed on 14.06.2023. Report also reflects that at
the relevant period of time police authorities have drawn
up proceedings under Section 107/116(C) of the Code of
Criminal Procedure.

Having considered that the police authorities were
informed on 30th January, 2023 and more than two years
have passed since then and further progress before the
Civil Court has not been apprised to this Court, I direct in
case petitioners are facing the same inconveniences they

would be at liberty to approach the police authorities with a fresh representation which police authorities would consider in accordance with law.

With the aforesaid observations WPA 6924 of 2023 is disposed of.

Report so submitted by the State be kept with the record.

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.)