

Sl.No.
7 20.03.2025

Court
No. 35

G.S.Das

WPA 7556 of 2023

Kartick Bhanja
-Vs-
The State of West Bengal & Ors.

Mr. Koushik Banerjee
... for the Petitioner(s)
Ms. Sonal Sinha
Ms. S. Farooqui
... for the State-respondent(s)

Affidavit-of-service so filed be kept

with the record.

The main grievance of the
petitioner is that he was raising a
construction but was unable to proceed
with the work as the same was
obstructed by the private respondents. To
that effect, the petitioner approached the
learned Executive Magistrate as well as
the police authorities. However, the police
authorities did not take any steps as
such, the petitioner was compelled to
approach this Court.

Learned advocate for the State is

present.

From the documents enclosed with the writ petition, I find that last of the information was sent to the police authorities on 25.01.2023.

It would be pertinent to state that in respect of right, title, interest, usages and possession of the property, the civil court is the appropriate court for dealing with the same, the police authorities have no right to interfere until and unless they are authorized by the court concerned to implement a particular order.

Since the petitioner has not approached the learned civil court till date, the petitioner, if so advised, would approach the jurisdictional civil court. In case, any direction is passed by the learned civil court, the police authorities would respect, obey and implement such order.

In the meantime the police

authorities would ensure that no breach of the peace and/or tranquility takes place as also no untoward incident resulting because of the strained relationship existing between the parties.

With the aforesaid observations, WPA 7556 of 2023 is disposed of.

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

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.)

