

25.04.2025
Item No.160
Ct. No.35
dc.

W.P.A. 8097 of 2025

**Gokul Kumar Kotwala
versus
State of West Bengal & Ors.**

Mr. Debabrata Saha Roy, Sr. Adv.,
Mr. Pingal Bhattacharyya,
Mr. Neil Basu,
Mr. Sankha Biswas ... For the Petitioner.

Ms. Sonal Sinha,
Ms. Ashmita Chakraborty,
Mr. Sandipan Das ... For the State.

Mr. R. Chowdhury,
Mr. A. Santra ... For the Respondent Nos. 8 & 9.

Affidavit-of-service filed in Court today be
kept with the record.

Report submitted by the learned advocate
appearing for the State be also kept with the record.

The petitioner is aggrieved by the fact that in
spite of the civil court's direction, the Municipality
was proceeding with the demolition work.
Subsequently, the order of demolition has been
withdrawn by the Municipality vide its order dated
11.04.2025. However, still the demolition work is
being carried out in spite of withdrawal of the order
by the Municipality.

State has submitted a report which reflects
that by a communication dated 11.04.2025, the
Municipality has for the time being restrained any
demolition work.

In view of the aforesaid, the police authorities
would only restrict themselves to oversee that no

demolition work is carried out in respect of the premises referred to in the writ petition in terms of order of the civil court. So far as the other issues are concerned, the parties would contest the same before the jurisdictional civil court.

With the aforesaid observations, the writ petition being WPA 8097 of 2025 is disposed of.

There will be no order as to costs.

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.)