

07.05.2025
Court No. 35
Item No.13
Rakib

W.P.A. 9139 of 2025

**Rina Mondal & Anr.
VS
The State of West Bengal & Ors.**

Mr. Nirmalendu Bera,
Ms. Tanimma Nandy,
Ms. Gopa Das.

... for the Petitioners.

Mr. Amit Kr. Ghosh.

...for respondent nos.4 to 9.

Mr. Rajarshi Basu,
Mr. Subhendu Sengupta.

...for State.

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

Petitioners complain that the private respondents
had an ulterior motive of grabbing the property and to
that extent have been committing mischief by way of
disturbing the peaceful possession of the petitioners.
Petitioners have approached the learned Executive
Magistrate and in spite of directions no effective steps
have been taken by the police authorities.

Learned advocate for the private respondent nos. 4
to 9 denies and disputes the accusations and submit that
there has been a long standing land dispute between the
petitioners and the private respondents. It has also
contended that the proceeding under Section 163(2) of
the BNSS has already been dropped by the learned
Executive Magistrate.

State has submitted a report. Report reflects that already proceedings have been drawn up under Sections 126/135(3) of the BNSS by the concerned police station.

Having considered that the foundation of the present complaint is an apprehension for the petitioners' property being grabbed, I direct that police authorities would ensure that no breach of the peace and/or tranquility and/or any untoward incident results from the strained relationship existing between the parties.

With the aforesaid observations WPA 9139 of 2025 is disposed of.

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

Copy of the report be handed over to both the parties.

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.)