

08.05.2025
Court No. 35
Item No.304
Rakib

W.P.A. 9553 of 2025

Namita Das.
VS
The State of West Bengal & Ors.

Ms. Poulami Dutta,
Mr. Kapil Sahoo.

...for the petitioner.

Mr. Partha Sarathi Mondal,
Mrs. Riya Paul,
Ms. Tithi Sarkar.

...for respondent no.6.

Mr. Suman Sengupta, Sr. Govt. Adv,
Mr. Sambuddha Dutta.

...for State.

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

Learned advocate appearing for the petitioner
submits that she has informed the Inspector-in-Charge,
Kakdwip Police Station against the private respondents
who had been obstructing the petitioner for utilizing the
funds allotted to her under the 'Bangla Awas Yojana'.
However the police authorities refused to render any
assistance to her.

The learned advocate appearing for the private
respondents submit that title suit no. T.S. 184/2023 is
pending and the petitioner is participating in the said
suit.

Local police authorities are already in seisin of the
nature of the dispute and has drawn up proceeding under
Section 126 of BNSS.

Since there is a dispute relating to ownership of land in question, I am of the view that it would be the domain of the Civil Court to adjudicate the same, police authorities would only ensure that there is no breach of the peace and/or tranquility and/or any untoward incident resulting because of the inimical relationship existing between the parties.

With the aforesaid observations WPA 9553 of 2025 is disposed of.

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.)