

Sl.No. 23.06.2025
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Court No. 35
G.S.Das

WPA 9662 of 2025

Abdul Halim Laskar
-Vs-
The State of West Bengal & Ors.

Mr. Subhendu Banerjee
... for the Petitioner(s)

Ms. Sonal Sinha
Ms. Ashmita Chakraborty
... for the State-respondent(s)

Learned advocate for the Petitioner

has also expressed his grievance in

respect of the civil court's order not being

adhered to by the police authorities.

The petitioner has also approached

the Learned Executive Magistrate. The

Executive Magistrate, in MP Case No.

1455 of 2025, directed the Inspector-in-
charge of Joynagar Police Station to

enquire and state whether there is any

chance of breach of the peace as also

directed to maintain peace and tranquility.

The Executive Magistrate has also

asked the BL&LRO to enquire and submit

a report.

Learned advocate insists that inspite of the directions being passed in TS 101 of 2017 which is pending before the learned Civil Judge (Sr. Divn.), 2nd Court, Baruipur, no steps are being taken by the Inspector in charge of Joynagar Police Station.

In view of the specific remedy available for not giving any effect to the directions in respect of the injunction order and/or any order of the learned Civil Court within the ambit of Civil Procedure Code itself, I am of the opinion that if the petitioner is aggrieved, he will approach the learned civil court under the relevant provisions of law.

The police authorities would, if they are restricted and/or are unable to take steps, they would report to the learned Civil Court in respect of the resistance faced by them, for

implementation of such order.

In the meantime, the police authorities would only ensure that there is no breach of the peace and/or tranquility taking place as also no untoward incident resulting from the strained relationship existing between the parties

With the aforesaid observations, WPA 9662 of 2025 is disposed of.

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

Report so submitted be kept with the record. A copy of the report be handed over to the petitioner.

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.)

