

09.07.2025

Item No.2

Ct. No.35

dc.

W.P.A. 11053 of 2025

**Sri Mukul Biswas & Anr.
versus
The State of West Bengal & Ors.**

Mr. Susnigdho Bhattacharyya ... For the Petitioners.

Mr. Swapan Banerjee, AGP,
Mr. Soumen Chatterjee ... For the State.

Mr. Satyendra Agarwal,
Mr. Basudev Patra,
Mr. Goutam Malik ... For the Respondent No.5.

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.

Learned advocate appearing for the petitioner
submits that information was furnished with the
Superintendent of Police, Bongaon Police District in
respect of disputes relating to property wherein a
civil suit was preferred before the jurisdictional civil
court and the same was dismissed. Learned
advocate further submits that there are disputes
between the petitioners and the private respondent
particularly with regard to the fact that the private
respondent is dismantling the trees as well as
taking away the fishes which are causing financial
loss to the petitioners. Additionally, it has been
submitted that the learned Executive Magistrate
was approached by the private respondent and an
order was obtained by suppressing the order of the
civil court.

Learned advocate appearing for the private respondent no.5 denies and disputes the contentions advanced on behalf of the petitioners and further submits that a civil suit has been preferred being T.S. No. 108 of 2025 which is pending before the learned Civil Judge (Junior Division), Bongaon and the next date has been fixed on 28.07.2025.

State has submitted a report. Having considered the nature of the dispute which is absolutely a private dispute, police authorities would only ensure that no breach of the peace or tranquility takes place at the locale and/or any untoward incident results because of the disputes relating to the property.

With the aforesaid observations, the writ petition being WPA 11053 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.)