

D/L 68
15.07.2025
Bpg.
ct.no.35

W.P.A.13741 of 2025

Md. Amjad Ali Gazi
Versus
The State of West Bengal & Ors.

Mr. Narayan Chandra Mondal.
...for the petitioner.

Mr. Swapan Banerjee
Mr. Diptendu Narayan Banerjee.
...for the State-respondents.

Mr. Anirban Mitra
Mr. Amit Halder
Mr. Amit Roy.
...for the respondent nos.5 to 14.

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

Petitioner apprehends that he may be
dispossessed and as, such, filed a representation
before the police authorities.

State has submitted a report. Report reflects
that in C.R.1527 of 1986 the Hon'ble High Court was
pleased to dismiss the revisional application and the
Title Suit being 85 of 2008 initiated at the behest of
the present petitioner being the plaintiff was also
dismissed as the learned Civil Court (Junior Division),
2nd Court, Basirhat arrived at his conclusion that the
reliefs claimed for by the plaintiff do not deserve any
interference.

Learned advocate for the private respondent nos.5 to 14 draws the attention of the Court to the judgment delivered by the learned Civil Judge (Junior Division), 2nd Court, Basirhat wherein it has been categorically stated that there was already an order of restoration of possession of the suit land in favour of the defendants/present respondents.

Having considered that the civil court is thick and thin of the issue, I am of the view that the nature of the dispute is absolutely a private dispute, thereby not warranting interference of this Court by invoking the jurisdiction under Article 226 of the Constitution of India.

Accordingly, WPA 13741 of 2025 is dismissed.

There will be no order as to costs.

Report so submitted be kept with the record.

All parties shall act on the server copy of this order duly downloaded from the official website of this Court.

Urgent photostat certified copies of this order, if applied for, be given to the parties upon compliance of all requisite formalities.

(Tirthankar Ghosh, J.)