

25.07.2025
Court No. 35
D/L. No.41
Rakib

W.P.A. 14255 of 2025

Khairul Islam
VS
The State of West Bengal & Ors.

Mr. Gopa Biswas
Mr. Hasanuz Zaman Molla
...for the Petitioner.

Mr. Suman Ghosh
Mr. Siddhartha Ghosh
...for the State.

Mr. Uttiya Roy
Mr. Ashutosh Pal
...for the respondent nos. 8 & 9.

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

Petitioner is aggrieved by the fact that the
respondents being miscreants who have no involvement
in respect of the property is obstructing the construction
work of the petitioner.

Learned advocate for the Municipality submits
that sanction plan has been granted to the petitioner.

State has submitted a report. Report reflects that
T.S. case no. 39/09 is pending which is controverted and
the certified copy of the order has been referred to by the
learned advocate appearing for the petitioner, wherefrom
it reflects that the Title Suit no. 39/09 has been
dismissed.

In view of the grievance of the petitioner and the
Municipality accepting the position of the issuing of

sanction plan in favour of the petitioner, police authorities would ensure that there is no breach of the peace and/or tranquility at the locale and the legal right of the petitioner is not infringed in any manner or the other.

With the aforesaid observations WPA 14255 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.)