

28.07.2025
Item No.50
Ct. No.35
dc.

W.P.A. 15180 of 2025

Smt. Chaina Dey & Anr.
versus
The State of West Bengal & Ors.

Mr. Sukumar Ghosh,
Mrs. Moumita Ghosh ... For the Petitioners.

Mr. Vivekananda Bose,
Ms. Pratiti Das ... For the State.

Ms. Anandamayi Ghosh,
Mr. Mrityunjoy Chatterjee,
Mr. Debasis Ghosh ... For the Respondent Nos.4 & 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.

The petitioner is aggrieved by the fact that in
spite of directions passed by the Sub-Divisional
Magistrate on 19.10.2022 in connection with Case
No. 04 of 2022, the younger son of the petitioner
no.1 being the respondent no.4 is creating
disturbance and torture.

State has submitted a report which reflects
that the premises in issue contains both the
residential part as well as the business entity. So
far as the residential premises is concerned,
pursuant to the direction of the Sub-Divisional
Magistrate, the same has been vacated by the
respondent no.4, but so far as the business
establishment is concerned, the same is being used
by the respondent no.4.

Petitioner is aggrieved by the fact that the maintenance allowance is not regularly being paid as per direction of the Sub-Divisional Magistrate.

Having regard to the fact that the police authorities have already registered a criminal case being Singur Police Station Case No. 370 of 2025 dated 11.07.2025, I am of the view that the police authorities acted in consonance with law. So far as the other remedies are concerned, petitioner would approach the appropriate forum for giving effect to the orders of the Sub-Divisional Magistrate concerned.

With the aforesaid observations, the writ petition being WPA 15180 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.)