

Sl.No.
37 27.03.2025
Court
No. 35
G.S.Das

WPA 16789 of 2024

Sarbani Pal
-Vs-
The State of West Bengal & Ors.

Mr. Sanjib Seth
... for the Petitioner(s)

Mr. Rajarshi Basu
Mr. Ananda Dulal Sarkar
... for the State-respondent(s)

The petitioner is aggrieved by the fact that in spite of directions passed in connection with T.S. 264 of 2021, the petitioner is unable to pursue with the construction as he is being resisted by the private respondent nos. 4 and 5.

State has submitted a report which reflects that earlier whenever there was a complaint furnished with the Nischinda Police Station, Nischinda Police Station registered a case being Nischinda P.S. Case No. 02 of 2022 dated 01.01.2022.

The complaint which is the genesis of the present writ petition was

received by the concerned police station on 23.05.2024.

Since the order of the Civil Court which has been enclosed, *lastly*, is of 16.02.2023, the petitioner would be at liberty to approach the jurisdictional civil court in case there has been violation of the directions passed by the learned Judge *in seisin* of the title suit being T.S. 264 of 2021.

In case, the learned court on an overall assessment is of the view that there has been violation of the order passed by the civil court, the learned Civil Court would be at liberty to pass necessary directions upon the police authorities and the police authorities would respect, obey and implement such order.

With the aforesaid observations, WPA 16789 of 2024 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 learned advocate for 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.)