

11.08.2025
Item No.21
Ct. No.35
dc.

W.P.A. 17342 of 2025

**Surab Sarkar alias Surabuddin Sarkar
versus
The State of West Bengal & Ors.**

Mr. Jayanta Mukherjee,
Mr. Somnath Mukhopadhyay ... For the Petitioner.

Mr. Sumit Kumar Roy,
Mr. Rezaul Hossain ... For the State.

Mr. Sauradeep Dutta,
Mr. Riju Bhowmick,
Ms. Mina Biswas,
Mr. Himadree Ghosh ... For the Respondent Nos. 12 to 15.

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.
A copy of the report be handed over to the learned
advocate appearing for the petitioner.

Petitioner is aggrieved by the fact that in spite
of the order dated 26.04.2022 passed in T.S. No.
468 of 2021 which is the status quo order in
respect of possession over the suit land, the same is
being violated by the private respondent nos. 4 to
11 and the police authorities on being informed are
not taking any step.

State has submitted a report which reflects
that proceedings are drawn up under Sections
126/135(3) of BNSS. Since the police authorities
have drawn up proceedings under Sections
126/135(3) of BNSS, I am of the view that the
police authorities have adhered to the provisions of

law. As the civil court has passed direction, for breach of any order of the civil court, petitioner would approach the concerned civil court for necessary directions.

Police authorities would only interfere, if there is any violation of law and order.

With the aforesaid observations, the writ petition being WPA 17342 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.)