

M/L 175
06.05.2025
Court No.14
PRADIP

**IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION**

WPA 19048 of 2024

**Krishna Gopal Sahu
Vs.
Union of India & Ors.**

Mr. Uday Sankar Chattopadhyay
Mr. Suman Sankar Chatterjee
Mr. Pronoy Basak
Ms. Aishwarya Datta
Ms. Bidisha Chakraborty
Ms. Sadia Parveen

...for the Petitioner.

Mr. Samir Kumar Dutta
Ms. Oisani Mukherjee

...for the Union of India.

Ms. Manika Roy
Ms. Ankita Chowdhury
Mr. Atanu Sur

...for the NHAI.

1. None represents the State respondents.
2. Affidavit of service filed in Court today is taken on record.
3. Supplementary affidavit filed in Court today is also taken on record.
4. The petitioner alleges encroachment on the national highway. It appears that in the previous round of litigation, order was passed by the Court for removal of the encroachment from the national highway. The District Magistrate, Jhargram passed order for removal of the encroachers.
5. The petitioner alleges that though the encroachers were removed but the encroachers have reappeared all over again and are occupying the national highway by raising temporary construction.

6. A supplementary affidavit has been filed by the petitioner annexing photographs in support of the aforesaid submission.
7. The National Highway ought not to be encroached by private parties. The respondent no. 3 being the General Manager (Tech) and Project Director, Project Implementation Unit, Kharagpur, National Highway Authority of India is directed to take necessary steps to ensure that the national highway is not encroached upon by any party whatsoever. All measures shall be taken to ensure that the highway remains encroachment free for the movement of the vehicles.
8. The writ petition stands disposed of.
9. Urgent photostat certified copy of this order, if applied for, be supplied to the parties upon compliance of all the requisite formalities.

(Amrita Sinha, J.)