

Sl.No.

12

03.09.2025

Court  
No. 35

G.S.Das

## **WPA 19732 of 2025**

**Dilip Kumar Bera**

**-Vs-**

**The State of West Bengal & Ors.**

Mr. Dilip Kumar Shyamal  
Mr. Gourab Ghosh

... for the Petitioner(s)

Mr. Amitabrata Ray, Id. GP  
Mr. Sudipto Panda  
Mr. Arkadipto Sengupta

... for the State – Respondent(s)

Affidavit-of-service so filed be kept  
with the record.

The petitioner is aggrieved by the  
fact that inspite of directions being passed  
in TS 229 of 2023, wherein, the learned  
Civil Judge (Jr. Divn), Kakdwip, South 24  
Parganas was pleased to pass directions  
for maintaining *status quo* in respect of  
right, title, interest, possession, nature and  
character of the scheduled property, the  
private respondents have been resisting  
and/or encroaching the property of the  
petitioner.

Learned advocate also submits that earlier because of post-poll violence, the petitioner could not enter his residence and because of the interference by a Coordinate Bench of this Hon'ble Court in WPA 16392 of 2024, the petitioner has been able to enter his residence. The petitioner now prays that he may be allowed to cultivate the property.

The records of the writ petition speak that the petitioner already approached the learned civil court as also the Executive Magistrate.

Having considered that the civil court is already *in seisin* of the issue for breach of the civil court's order, it would be for the petitioner to approach the same civil court. The police authorities would only oversee that there is no violation of any law and order.

With the aforesaid observations, WPA 19732 of 2025 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 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.)**