

26.11.2025
Ct. No. 5
Daily List Sl. No. 14
Moumita

WPA 24235 of 2025

**Sk. Rejaul Hoque
Vs
The State of West Bengal and Ors.**

Mr. Arif Ekbal Molla
...for the Petitioner

Mr. Ratul Biswas
Ms. Sumita Sen
...for the respondent nos. 1 to 4

Affidavit of service filed by the petitioner and report submitted by the State are taken on record.

Learned counsel for the petitioner submits that the petitioner purchased the plot in question from the private respondents and has been possessing the same for the last 17 years. The private respondents are trying to raise construction in the said plot by evicting the petitioner therefrom.

The petitioner lodged complaint before the police authority in this regard but no step has been taken.

Learned counsel for the State submits that the dispute between the parties is civil in nature. Upon holding enquiry, the police has submitted a prosecution report against both the parties under Section 126 of the BNSS.

The dispute between the parties is essentially civil in nature. The petitioner is at liberty to approach the appropriate Civil Court for redressal of his grievance.

However, the police authority is directed to ensure that there is no breach of peace and tranquility in the area.

With the above directions and observations, the writ petition is disposed of.

There shall be no order as to costs.

Since no affidavit has been invited, allegations contained in the writ petition shall be deemed not to have been admitted.

Urgent certified website copy of the order, if applied for, be given to the parties on compliance of requisite formalities.

(Suvra Ghosh, J.)