

Sl.No. 02.05.2025
93
Court
No. 35
G.S.Das

WPA 28850 of 2022

**Ashoke Kumar Gayen
-Vs-
The State of West Bengal & Ors.**

Mr. Lakshminath Bhattacharya
Mr. Subhankar Bose
... for the petitioner(s)

Mr. Nikhil Kr. Gupta
... for the State-respondent(s)

The petitioner is aggrieved by the fact that in spite a decree being passed by the learned civil court in T.S. 64 of 2017 in favour of him, the private respondents are interfering with the peaceful enjoyment of his property, as such, he is unable to enjoy his property.

The petitioner informed the police authorities regarding the incident, but, the police authorities did not respond to the same. The petitioner also submits that he has been facing serious inconveniences at the behest of the private respondents.

As none appears on behalf of the

State, Mr. Nikhil Kr. Gupta, learned advocate, who ordinarily appears on behalf of the State, is directed to represent the State. His appearance may be regularized by the concerned authorities.

Having regard to the fact that the learned civil court passed a decree and the same is still existing, the police authorities would ensure that the said order/decreed is not violated by the private respondents.

The petitioner, if so advised, would approach the learned civil court for a direction upon the police authorities to execute the decree which has been passed in T.S. 64 of 2017. The police authorities are further directed that if the decree passed in T.S. 64 of 2017 has not been set aside, the police authorities would respect, obey and implement the order/decreed passed by the learned civil court.

With the aforesaid observations,
WPA 28850 of 2022 is disposed of.

Pending application(s), if any, is
also disposed of.

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.)