

D/L 20  
11.02.2025  
Bpg.  
ct.no.35

**W.P.A.28374 of 2023**

**Haradhan Ghosh  
Versus  
The State of West Bengal & Ors.**

Mr. Sabyasachi Bhattacharjee.  
...for the petitioner.

Mr. Wasim Ahmed

Mr. Md. Shehabuddin.

...for the State-respondents.

Ms. Swapna Roy.

...for the respondent nos.4 to 7.

Supplementary affidavit filed by the  
petitioner be kept with the record.

In the supplementary affidavit petitioner has  
referred to Dhubulia P.S. G.E. Entry No.850 dated  
15.03.2024. The main grievance of the petitioner is  
that the private respondents are obstructing the  
petitioner from cultivating his own land.

Learned advocate appearing for the private  
respondent nos.4 to 7 submits that a partition suit is  
pending between the parties wherein the learned civil  
court in T.S. No.165 of 2023 passed an order  
directing the parties not to change the nature and  
character of the suit property as on 26.04.2023. It  
has been submitted that the said order is still  
persisting.

In view of the nature of the civil court's order  
and the dispute existing between the petitioner and

the private respondents, police authorities have no role to play over here.

Petitioner has subsequently complained that the agricultural equipment has been taken away at the behest of the private respondents.

Petitioner would be at liberty to approach the jurisdictional criminal court by invoking the relevant provisions of law. The learned court would assess regarding the accusations and would exercise his discretion for passing necessary orders, if he deems fit and proper.

In view of the nature of the strained relationship existing between the parties, police authorities would keep a vigil and ensure that no breach of the peace and/or tranquility takes place.

With the aforesaid observations, WPA 28374 of 2023 is disposed of.

There will be no order as to costs.

All parties shall act on the server copy of this order duly downloaded from the official website of this Court.

Urgent photostat certified copies of this order, if applied for, be given to the parties upon compliance of all requisite formalities.

***(Tirthankar Ghosh, J.)***