

Court No. 19
(265719)

01.04.2026
(AD 4)
(S. Banerjee)

WPA 6562 of 2026

Mohinur Khan & Anr.
Vs.
The State of West Bengal & Ors.

Mr. Nitai Chandra Saha
Mr. Santanu Barik
Ms. Rupa Mondal
Ms. Nisha Agarwal

...for the petitioners

Mr. Ramchandra Guchhait
Ms. Suchana Banerjee

...for the State

Affidavit of service filed in Court today, is taken
on record.

Petitioners and the private-respondents are
cosharers in respect of LR Dag No. 1914 within
Mouza – Kuleswar, JL 130 under Diamond Harbour
Police Station in the district of South 24 Parganas.

Petitioners allege that the private-respondents,
in collusion with antisocial elements, are attempting
to cause disturbances in the peaceful possession and
occupation of the property possessed by the
petitioners. Petitioners approached the learned
Executive Magistrate, Diamond Harbour, South 24
Parganas by filing an application under Section
163(2) BNS and the learned Executive Magistrate

passed an order on February 10, 2026 directing the Block Land and Land Reforms Officer, Diamond Harbour – I to cause a local enquiry and to submit a report along with the relevant records of rights and sketch map mentioning the details of the recorded owners of the property mentioned in the schedule of the said application.

Learned advocate appearing for the petitioners submits that in spite of such order, the Block Land and Land Reforms Officer has not taken any step.

Learned advocate appearing for the petitioner further submits that the police authorities have also not taken any step to protect the life and property of the petitioners in spite of a representation being made by the petitioners to the police authorities.

After going through the averments made in the writ petition, this Court finds that there is a dispute with regard to possession of an immovable property between the petitioners and the private-respondents. The Block Land and Land Reforms Officer do not have any authority to decide such a dispute and the petitioners have to work out their remedies and approach the appropriate forum in that regard.

However, if the petitioners are aggrieved by the inaction on the part of the police authorities, it will be

open to the petitioners to take appropriate steps before the appropriate forum.

With the above observations this writ petition stands disposed of.

(Hiranmay Bhattacharyya, J.)