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jdt. 07.04.2026
jb.

WPA 21475 of 2025
(Chandan Ranjan Das vs. State of West Bengal & Ors.)

Mr. Tanmay Choudhury
Ms. Ritoprita Ghosh
Ms. Sulagna Sarkar
.... **For the Petitioner**
Mr. Debnarayan Patra
Khairul Alam
.... **For the State**
Mr. Sounak Bhattacharyya
Mr. Sounak Mandal
Ms. Bipasha Bhattacharyya
.... **For the Private Respondents**

Affidavit of service filed on behalf of the petitioner is taken on record.

None appears for the Panchayat despite service.

Learned counsel for the petitioner submits that the private respondents who are rank outsiders to the plot in question which is classified as danga and doba have raised unauthorised construction by encroaching upon the same without obtaining any sanctioned plan from the concerned Panchayat. The petitioner submitted a representation before the concerned authority on 11th June, 2025 and seeks consideration of the same.

Denying such allegation, learned counsel for the private respondents submits that the Panchayat is not the authority to deal with the allegation of encroachment of the petitioner's land.

Upon consideration of the submission made on behalf of the parties, this Court is of the view that the allegation of encroachment of the land by the private respondents shall be dealt with by the appropriate civil forum. Since the petitioner

complains of unauthorised construction raised by the private respondents without obtaining sanctioned plan and also as the representation submitted by the petitioner in this regard is pending, the Pradhan, Moushuni Gram Panchayat, being the 8th respondent herein, is directed to consider and dispose of the same within six weeks from the date of communication of this order upon granting reasonable opportunity of hearing to all concerned including the petitioner and the private respondents, in accordance with law.

The decision taken by the authority shall be communicated to the parties within a week thereof.

In the event it is found that the construction raised by the private respondents is unauthorised/illegal, the concerned authority shall take necessary steps in accordance with law.

The writ petition is accordingly 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.)