12.11.2026
40 Court No. 05
(DL) (Suvendu Mukherjee)

IN THE HIGH COURT AT CALCUTTA

CONSTITUTIONAL WRIT JURISDICTION
(APPELLATE SIDE)

WPA 28324 of 2026
Prasanta Gope & Ors.
–Versus –
The State of West Bengal & Ors.

Mr. Debasish Banerjee
Ms. Riya Ballav
Mr. Rakesh Jana
Mr. Aindrik Chatterjee
....for the petitioners
Mr. Raj Mohan Chattoraj
Mr. Saikat Dey
.....for the State respondents
Mr. Lalit Mohan Mahata
Mr. Amit Bikram Mahata
....for the respondent nos. 7-10

1) Affidavit of service filed on behalf of petitioners is taken on record.

2) Sum and substance of contentions made on behalf of petitioners is to issue mandamus thereby directing concerned police authorities not to grant assistance to respondent nos. 7 to 10 in constructing boundary wall in terms of permission accorded by Pradhan, Lagda Gram Panchayat, Purulia vide letter dated 21st May, 2026. Surprisingly in writ petition legality and validity of permission accorded by Pradhan, Lagda Gram Panchayat, Purulia vide letter dated 21st May, 2026 is questioned though this Court does not have determination to hear Panchayat matters (Group –V).

3) State respondents and respondent nos. 7 to 10 are represented by learned advocates.

4) Mr. Mahata, learned advocate representing respondent nos. 7 to 10 submits that in terms of permission dated 21st May, 2026 boundary wall has already been constructed.

5) Be that as it may, till permission accorded by concerned Panchayat authority vide letter dated 21st May, 2026 is not interfered with by appropriate Bench having determination, there is no scope left open to direct concerned police authorities not to provide assistance to respondent nos. 7 to 10 while erecting boundary wall. Propriety of permission dated 21st May, 2026 needs to be delved into by the Bench having determination.

6) Hence, present writ petition is not entertained and same stands dismissed.

7) However, this order shall not preclude the petitioners to take steps in accordance with law.

8) Since it is submitted on behalf of respondent nos. 7 to 10 that there is another writ petition being WPA 18701 of 2026 filed by respondent nos. 7 to 10 seeking police assistance based on permission granted by the concerned Panchayat authority vide letter dated 21st May, 2026, let that writ petition appear before this Court under the heading “To Be Mentioned” on 23rd November, 2026.

9) Parties to act on server copy of this order duly downloaded from the official website of this Court.

(Saugata Bhattacharyya, J.)