

IN THE COURT OF DISTRICT JUDGE,
SOUTH 24-PARGANAS AT ALIPORE

Misc. Appeal 25 of 2026

Present : Sri Abhranil Neogi (WB00851) District Judge-in-charge

M/s. Divyam Developers and Ors.

... Appellants

Vs.

Shri Anirban Dasgupta

... Respondent

Order No. 05, dated 05.03.2026

The record is put up by petition.

One application under Section 151 of C.P.C has been filed by the appellants seeking enforcement of the order of injunction passed by this Court through police help.

The application has been filed supported by an affidavit.

It was alleged at paragraph no. 9 that the respondent is still continuing with the construction work over the suit property to sell out to third party. The appellant to that effect has given a Written Complaint before the local police authorities. Now, it has sought for enforcement of the order of injunction so passed by this Court.

I have heard the submissions made by Ld. Advocate for the appellants.

I have perused the materials available.

It appears that the alleged act of violation of the order of injunction does not match with the order of injunction passed by this Court. This Court has restrained

the respondents from selling the entire allocation of the building constructed over the suit land or encroaching upon the suit property till the date of injunction.

That being the position, the relief seeking enforcement of the order by way of police help cannot be allowed as it is beyond the scope of the order that has been granted.

Accordingly, I am not inclined to allow the application filed under Section 151 of C.P.C and the same stands rejected.

To date **(17.04.2026)**.

Dictated & corrected by me,

Sd/- Sri Abhranil Neogi

District Judge, I/c

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