

Criminal Revision no. 02 / 2026
CNR No.WBUD05-000274-2026
Present : Sri Plaban Mukherjee, J.O Code- (WB-01427)

Later Order no. 01
Date 10-02-2026

The case record is taken up for hearing of the ad interim stay petition filed on behalf of the present petitioner.

Ld advocate for the petitioner submitted that the present case originates from the impugned order dated 14-01-2026 passed by the Ld Sub-Divisional Magistrate, Islampur, Uttar Dinajpur in a proceeding u/s 166 of BNSS.

It is further submitted that the present OP being petitioner had approached before the Court of Ld Sub-Divisional Magistrate, Islampur, Uttar Dinajpur and the Ld Court had passed the impugned order ex parte without following the settled position of law. It is further pointed out that the OP in guise of the impugned order attempted to demolish the house of the present petitioner and the petitioner will suffer irreparable loss and injury if the impugned order be not stayed.

Heard. Considered.

Perused the certified copy of the impugned order, the application u/s 166 of BNSS filed before the Court of Ld Sub-Divisional Magistrate, Islampur, Uttar Dinajpur, the police report and the filled inquiry report wherefrom it appears that the Ld Court has directed to remove the tin fencing and any other obstruction from the ingress and egress path used by the petitioner in LR Plot no.468 of Mouza Ukubhasa.

The record further reveals that if the impugned order be not stayed at this stage the very purpose of the present revisional application would be infructuous. Hence, I am inclined to allow the prayer of the petitioner for ad interim stay till next date.

Hence, it is

o r d e r e d

that the order dated 14-01-2026 passed by the Ld Sub-Divisional Magistrate, Islampur, Uttar Dinajpur in Misc case no.92/2024 be stayed till next date.

Petitioner is directed to take steps upon the OP immediately.

To date.

Dictated & Corrected by me.

(PLABAN MUKHERJEE)

Additional Sessions Judge

Islampur, Uttar Dinajpur

(PLABAN MUKHERJEE)

Additional Sessions Judge

Islampur, Uttar Dinajpur