

24.03.2022
Item No. 25
Court No.6.
S. De

Through Video Conference

**C.P.A.N. 48 of 2022
in
W.P.A. 18662 of 2019**

**Batakrishna Jana.
Vs
Sibesh Pandit & Anr.**

Mr. Debnarayan Patra,
...for the petitioner.

This contempt application has been taken out alleging wilful violation of an order dated February 15, 2021 whereby WPA 18662 of 2019 was disposed of. The operative portion of the said order reads as follows :-

“From the said report, which takes into consideration the report with the concerned B.L.&L.R.O., it appears that the private respondents have encroached upon Government land and have made constructions thereon.

In view of the aforesaid, I direct the respondent no.3 to initiate necessary action under Section 10 of the West Bengal Highways Act, 1964 for removal of the encroachment from Government land. Needless to

say, the procedure contemplated in Section 10 of the 1964 Act, shall be followed and the private respondents shall be given full opportunity of hearing before any adverse action is taken against them.

Let the entire exercise be completed by the respondent no.3 within a period of three months from the date of receipt of a copy of this order along with a copy of the writ petition.”

Learned advocate appearing for the petitioner says that in spite of due communication of the said order to the alleged contemnors herein, no steps have been taken by them in terms of the said order.

Let copies of the contempt petition be served on the alleged contemnors and affidavit-of-service be filed in Court on the next date.

List the matter on April 7, 2022.

(Arijit Banerjee, J.)