

100. 28.01.2026.  
Court No.03.  
(M/L)  
(Pritam)

**WPA 1416 of 2025.**

**Samrat Kumar Basak**

**-Vs.-**

**The State of West Bengal & Ors.**

Ms. Gopa Biswas.

.....for the petitioner.

Mr. Debjit Mukherjee,  
Mr. Kaustav Bhattacharya,  
Ms. Priyanka Jana.

.....for the respondent no.9.

1. Affidavit-of-service filed in Court today is taken on record.
2. Alleging illegal construction by the respondent no.9, the instant writ petition has been filed. It is the petitioner's contention that the respondent no.9 has illegally encroached 300 sq.ft. of the petitioner's land and is trying to encroach further 90 sq.ft.
3. Although a complaint has been filed with the municipality, the municipality has not acted on the basis thereof.
4. The respondent no.9 is represented. He denies and disputes the allegations made in the writ petition and would submit that no illegal construction has been carried out.

5. Since the municipality is not represented, I am of the view that the matter should stand over and appear under the heading “Motion” on **February 24, 2026**.
6. The petitioner is directed to communicate this order to the municipality and also to the other non-appearing respondents.

**(Raja Basu Chowdhury, J.)**