

Court No. 19  
(265719)

**12.03.2026**  
(AD 67)  
(S. Banerjee)

WPA 2795 of 2026

Jayanti Hazra & Ors.  
Vs.  
The State of West Bengal & Ors.

Mr. Kushal Chatterjee  
Mr. Debrup Choudhury

...for the petitioners

Mr. Prabir Kumar Bhowmik  
Mr. Sujit Mitra

...for the respondents

Petitioners claim to be running business from the shop rooms constructed on LR Dag No. 21 corresponding to RS Dag No. 598 within Mouza – Sankrail, JL NO. 21 under Sankrail Police Station in the district of Howrah. Petitioners allege that the RPF personnel are creating disturbances in the peaceful possession and running of the business by the petitioners from the shops standing on the aforesaid plots of land on the ground that the said property wherein the shops have been constructed belongs to the railway authority.

Mr. Chatterjee, learned advocate appearing for the petitioners places reliance upon the deed of conveyance dated September 8, 2000 in support of his contention that the petitioners are the owners of plot no. 636.

Mr. Bhowmik, learned advocate appears for the railway authorities. He produces the copy of the record of rights.

After going through the record of rights it appears that several plots of land have been recorded in the name of South-Eastern Railway but plot no. 636 has not been recorded in the name of railway authority. No document has been produced by the respondent authorities to show that they have any manner of right, title, interest and/or possession over plot no. 636. From the deed of conveyance dated September 8, 2000 it appears that one Jagabandhu Hazra, i.e., the predecessor-in-interest of the petitioners purchased plot no. 636.

Thus, the railway authorities cannot disturb the possession of the petitioners in respect of plot no. 636.

In view thereof, this writ petition stands disposed of by restraining the railway authorities from creating any disturbance in the peaceful running of the business by the petitioners from the shop rooms constructed on the LR Dag No. 636 or in any portion thereof.

However, it appears from the sketch map filed in Court today that plot nos. 635 belonging to the

South-Eastern Railway is lying adjacent to the plot no. 636.

It will be open to the railway authorities to physically demarcate the boundary between plot no. 635 and 636 by engaging competent Amin/surveyors for such purpose upon prior notice to the petitioners or other owners of the plot no. 636 and any other adjoining plot(s).

**(Hiranmay Bhattacharyya, J.)**