

**In The High Court At Calcutta
Constitutional Writ Jurisdiction
Appellate Side**

W.P.A 9497 of 2024

**Shabnam Mustari
-versus
The State of West Bengal & Ors.**

**Mr. Subir Mukherjee.
Mr. Soumya Chatterjee.
Mr. S. Sen.
Mr. S. Das.
...For the Petitioner.**

**Mr. Raja Ram Banerjee.
... For the State.**

**Mr. Aditya Ratan Tiwary,
Mr. Subhajit Mukherjee,
Mr. Swakshar Kumar Mondal.
...For the Private Respondent.**

1. Supplementary affidavit filed on behalf of the petitioner is taken on record.
2. Copy of the same has been handed over to the learned advocate representing the private respondent in Court today.
3. Both parties admit payment of Rs. 18,000/- only.
4. Learned advocate for the petitioner asserts that apart from Rs. 18,000/- paid to the private respondent, a sum of Rs. 12,000/- has also been credited in favour of the private respondent.
5. Learned advocate representing the private respondent disputes receiving Rs. 12,000/-.
6. Learned advocate for the petitioner submits, upon instruction that, the private respondent can very

well return to the subject property and the petitioner will not raise any objection to the same.

7. Learned advocate representing the private respondent submits, upon instruction that, the private respondent went to the property on 1st and 2nd September, 2025 but she was not allowed to enter the same. General diaries were lodged before the police.

8. As the petitioner has disclosed in Court that she does not have any issue if her mother returns to the property, accordingly, the Officer-in-Charge, Rajarhat Police Station being the respondent no. 3 herein is directed to escort the private respondent to the house where the petitioner is residing, description of which is mentioned in paragraph no. 1 of the writ petition.

9. The petitioner is directed to remit payment to the private respondent directly in her bank account as per the direction passed by the Maintenance Tribunal on and from the date mentioned by the Maintenance Tribunal.

10. The writ petition is made returnable on 10th November, 2025.

11. Liberty to mention the matter in case the private respondent faces any problem or issue in entering the subject property.

12. Both parties are strictly directed to maintain peace in the house.

13. The Officer-in-Charge, Rajarhat Police Station is directed to keep strict vigil to ensure that no harm is caused to the private respondent senior citizen at the time of her stay in the said house.

14. The private respondent shall intimate the police a convenient date and time for her to return back to her property.

15. All parties are to act on the server copy of this order duly downloaded from the official website of this Court.

(Amrita Sinha, J.)