

Sl.7
16.06.2026
Court No.19
BP

WPA 12280 of 2026

Sri Basudev Roy & Ors.
-versus-
Union of India & Ors.

Mr. Bikash Ranjan Bhattacharya, Sr. Advocate
Mr. Samim Ahammed
Ms. Ambiya Khatun
Mr. A.K. Baidya
Mr. N. Hauqe
Ms. Reshma Khatun

..for the petitioners

Mr. Sanajit Kumar Ghosh
Ms. Sarda Sha
..for the Union of India

Mr. Indrajit Roy Chowdhury, Ld. AGP
Ms. Tapasi Palit Sinha
Ms. Manisha Pasawan
..for the State

The petitioners have challenged the action of the railway authorities in evicting the petitioners from a portion of the railway land.

The learned advocate representing the Eastern Railway submits that the structures have already been removed on 8th June, 2026 at Jadavpur Railway siding.

In view thereof, there is no question of passing any interim order at this stage.

The learned advocate appearing for the Eastern Railway raises an objection as to the maintainability of this writ petition.

All issues including the issue of maintainability of this writ petition is kept open to be decided at the time of final hearing.

Faced with such submission Mr. Bhattacharya, learned senior counsel assisted by Mr. Ahammed, learned advocate for the petitioners submits that the petitioners are not praying for interim order at this stage.

The respondents are directed to file a report in the form of an affidavit disclosing their stand with regard to the issues raised in this writ petition.

Let such report in the form of an affidavit be filed on or before June 30, 2026 after serving a copy of the report to the learned advocate for the petitioners. Exception thereto, if any, be filed on or before July 3, 2026 after serving a copy of the exception to the learned advocate for the respondents.

List this matter on July 15, 2026 under the heading "For Orders".

(Hiranmay Bhattacharyya, J.)