

D/L.08.
November 29, 2024.
KAUSHIK.

WPA No.23185 of 2024

Gourhari Das & Ors.
Vs.
The State of West Bengal & Ors.

Mr. Subham Dutta
... for the petitioners.

Mr. Santimoy Bhattacharya
Mr. Ziaul Hoque
... for the respondent nos. 8 & 9.

Mr. Manish Sen
Mr. Arijit Dey
... for the respondent nos.11 & 12.

The grievance of the petitioner is directed against an order dated December 1, 2022 whereby the concerned respondent authorities have authorized an illegal construction contrary to law.

It is submitted on behalf of the petitioner that instead of having directed demolition of the illegal construction, the concerned Pradhan being the respondent no. 4 has authorized the illegal construction.

On behalf of the private respondent, it is submitted that the petitioners are the erstwhile owners of the land and had sold the land to the private respondents. Subsequently, the petitioners are now trying to create hindrance and obstacle in the peaceful enjoyment and occupation of the land by the private respondent.

The Zilla Parishad is represented and submits that they have no instructions whatsoever.

In view of the above, list this matter on December 10, 2024.

In the meantime, the concerned Zilla Parishad is directed to file a Report in the form of an Affidavit bringing on record the necessary facts pertaining to the impugned construction and whether any permission has been accorded by the Panchayat or not.

The petitioner is directed to communicate this order to the concerned Pradhan immediately.

The concerned Zilla Parishad is also directed to communicate this order through the Police Authorities to the concerned Pradhan.

(Ravi Krishan Kapur, J.)