

**CPAN 1667 of 2025
in
W.P.A 3500 of 2024**

**Sk. Ahmadullah Asad
-versus-
Mr. Rupak Nandi & Anr.**

**Mr. Goutam Dinda,
Mr. Sandip Ray.
...for the petitioner**

1. At the time of hearing Mr. Sandip Ray learned counsel appearing on behalf of the writ petitioner at the very outset draws attention of this Court to paragraph nos. 9 to 14 of the judgment and order dated 29.04.2025 as passed by this Court in W.P.A. No. 3500 of 2024.
2. In course of hearing, Mr. Ray has submitted a photocopy of the reasoned order dated 14.01.2026 as passed by the respondent no. 7 authority.
3. The photocopy of the reasoned order dated 14.01.2026 is taken on record.
4. It is submitted by Mr. Ray, learned counsel for the petitioner that from the concluding part of the reasoned order dated 14.01.2026 it would reveal that though the said respondent no. 7 authority came to a finding with regard to encroachment of Government land by means of structure both at the instance of the private respondents as well as the instance of the present petitioner but no

consequential action has been taken for removal of such encroachment as has been observed by the respondent no. 7 authority in the reasoned order dated 14.01.2026 and thus, the alleged contemnors have violated the direction of this Court as mentioned in paragraph no. 14 of the aforementioned judgment and order dated 29.04.2025.

5. It is further submitted by Mr. Ray that much after filing of the present contempt application, the said reasoned order was passed.
6. On careful consideration of the entire materials as placed before this Court and after hearing the learned counsel for the writ petitioner it appears that the present writ petition is successful in making out a *prima facie* case for issuing notice upon the alleged contemnor no. 1.
7. In view of such, the writ petitioner is directed to cause service of notice along with the copy of the instant contempt application afresh upon the alleged contemnor no. 1 together with a server copy of the order and to file affidavit-of-service on the adjourned date.
8. Let this matter be listed in the week commencing from February 23, 2026 under the same heading.

(Partha Sarathi Sen, J.)