

February 25, 2026

(9) ARDR

WPA 25534 of 2025

Mst. Rahila Bibi & anr.

Vs.

The State of West Bengal & ors.

Adv. Narayan Ch. Mondal,
Adv. Bhaskar Mondal,
Adv. Shampa Adhikary,

...for the petitioners.

Adv. Pankaj Halder,
Adv. Sk. Abu Jafar,
Adv. Seuli Banerjee,

...for the private respondents.

Adv. Benazir Ahmed,

...for the State.

Affidavit of service filed by the petitioners is taken on record.

Learned counsel for the petitioners submits that though the land occupied by the petitioners is not involved in any civil suit, the private respondents are restraining them from repairing the roof of their house in the said property. Complaints lodged by the petitioners before the police authority have not been acted upon.

Learned counsel for the private respondents submits that the petitioners have deliberately suppressed the material facts. The private respondents have filed a civil suit alleging that the petitioners have encroached a portion of their land and are trying to raise construction therein. Commissioner was appointed by the learned trial Court and report submitted upon holding inspection. The petitioners have contested the said report. The suit is still pending. Learned counsel seeks to use an affidavit in opposition annexing relevant documents.

Affidavit in opposition be filed within two weeks from date. Affidavit in reply, if any, be filed within a week thereafter.

Let the matter go out of list for the time being.

Liberty to mention after exchange of affidavits.

(Suvra Ghosh, J.)