

Court No. 19

(265719)

12.11.2025

(AD 20)

(S. Banerjee)

WPA 25428 of 2025

Sanat Bagdi

Vs.

The State of West Bengal & Ors.

Mr. Biswajit Hazra
Mr. Archisman Sain

...for the petitioner

Mr. Saibal Acharya
Mr. Abhijit Ghosh

...for the State

Affidavit of service filed in Court today, is taken on record.

The petitioner claims to be the recorded owner of plot nos. 1512 and 1512/3285 within Mouza Budbud under Police Station Budbud in the district of Purba Bardhaman. The petitioner alleges that the respondent authorities have started construction of a building for the purpose of Budbud Traffic Guard covering the entire portion of Dag No. 1512 and 1512/3285 upon erection of a demarcation wall.

Mr. Acharya, learned advocate representing the State files a bunch of documents along with a statement of facts. He submits that plot no. 1511 of Mouza Budbud stands recorded in the name of the Department of Home and Hill Affairs, Government of

West Bengal and sanction was accorded for interdepartmental transfer of government land being LR plot no. 1511 in favour of Home and Hill Affairs Department, Government of West Bengal for setting up of office of Budbud Traffic Guard and parks and residential accommodation under Police Station Budbud.

Mr. Acharya, upon instruction, submits that though the construction work started on plot no. 1511, but at present no construction work is being carried out. On a query of the court as to whether the respondent authorities are carrying out any construction work on the petitioner's plot of land, Mr. Acharya, on instruction, submits that no construction has been raised on the plots of the petitioner.

The instruction submitted by Mr. Acharya, learned advocate appearing for the State, is taken on record.

In the light of the specific stand taken by the respondent authorities, there shall be an order of injunction restraining the respondent authorities from making any construction work and/or utilizing the property of the petitioner being LR Dag No. 1512 and 1512/3285 within Mouza – Budbud under Police

Station Budbud in the district of Purba Bardhaman until further orders.

From the sketch map prepared by the concerned Block Land and Land Reforms Officer, a copy of which has been submitted along with the documents which are part of the statement of facts, it appears that plot no. 1512 and 1511 are adjacent to each other.

Considering the nature of the dispute raised in this writ petition, this court is of the considered view that a physical demarcation is necessary and the Block Land and Land Reforms Officer, Galsi – I, being the 10th respondent, is directed to cause an inspection of the plot nos. 1511 and 1512 and 1512/3285 and undertake work of demarcation and survey of the adjacent plots and submit a report as to the position of the construction for the purpose of setting up Budbud Traffic Guard.

It will be open to the Block Land and Land Reforms Officer to take the assistance of competent Amin and Surveyor for the purpose of undertaking the work of demarcation and the work of demarcation shall be with reference to the relevant Mouza map.

Needless to mention that the work of demarcation shall be carried out upon prior service of notice to the petitioner and the other interested parties.

The report shall be filed by the Block Land and Land Reforms Officer before this court within a period of four weeks from date.

List this matter after four weeks under the heading 'Motion'.

(Hiranmay Bhattacharyya, J.)