30.01.2026
rc/ct.no.05
Item No.39

WPA No. 28809 of 2025
Eastern Coalfields Limited
Versus
The State of West Bengal & Ors.

Syed Nurul Arefin
Mr. R. Singh ..for the Petitioner

Mr. Jayeeta Sinha
Mr. Sandip Mandal ...for the State

Affidavit service filed by the petitioner is taken on record.

None appears for the private respondent despite service.

The petitioner seeks police assistance for implementation of the order dated April 22, 2025 passed by the Estate Officer, Sripur area against the 5th respondent for eviction under the Public Premises (Eviction of Unauthorised Occupants) Act, 1971. A letter seeking such assistance was sent to the police authority on July 08, 2025 but to no effect.

Learned counsel for the petitioner submits that in a Public Interest Litigation being WP No. 1253 of 2009, an Hon'ble Division Bench of this Court directed the police authority to extend necessary assistance and cooperation to Eastern Coalfields Limited (the petitioner herein) for executing the orders of eviction passed by the Estate Officer under the Public Premises (Eviction of

Unauthorised Occupants) Act, 1971. The Hon'ble Division Bench further directed that other illegal occupants of the quarters would have to be evicted following due process of law and could not be thrown out even if they were trespassers. Subsequently, a coordinate Bench of this Court has also given similar directions in WPA No. 26882 of 2024.

Learned counsel for the State submits that the police authority is ready and willing to render all possible assistance to the petitioner in implementing the eviction decrees. Learned counsel seeks some accommodation in view of the ongoing SIR since according to him, huge police personnel is required to be deployed in the centres dealing with SIR.

Upon consideration of the submission on behalf of the parties, this Court directs that the eviction drive as prayed for by the petitioner shall be undertaken on March 10, 2026 from 09 AM. The police authority shall render sufficient and adequate assistance to the petitioner during such drive. The officers of the petitioner shall remain present at the spot along with the police personnel when the drive is undertaken. No further notice is required to be served upon the relevant police authority in this regard.

The police authority is directed to comply with this order in its true letter and spirit and submit a report on the adjourned date.

Let this matter appear under the same heading on March 20, 2026.

(Suvra Ghosh,J)