

Item-
5. 07-01-2026

WPA 29215 of 2025

sg Ct. 19

Atanu Ghosh
Versus
State of West Bengal & Ors.

Mr. Surya Prasad Chattopadhyay
Ms. Trishtrya Manchaji
Mr. S. Nandi
...for the petitioner
Mr. Tapas Adhikary
Mr. Srikanta Paul
... for the State

The petitioner claims to be owner of LR Dag no. 682, J.L. No. 10, measuring about an area of 24 decimals, within Mouza Mukundapur, under Police Station Haroa, in the District of North 24 Parganas. The petitioner alleges that a PWD road is lying and situated just adjacent to the aforesaid property of the petitioner. The petitioner alleges that the private respondents have raised a construction by encroaching upon the PWD road just in front of the property of the petitioner thereby causing obstruction to the ingress and egress of the petitioner from his property to the PWD road. The petitioner submitted a representation dated 11th November, 2025 praying for removal of illegal encroachment upon the PWD road before various authorities including the Executive Engineer, Barasat Highway Division No.1, P.W. (Roads) Directorate.

The learned Advocate appearing for the petitioner submits that in spite of receipt of such representation, no steps have been taken by the respondent authorities.

The learned Advocate appearing for the State

submits that immediately upon receipt of the said representation, the Assistant Engineer, Baguihati Highway Sub-Division, Public Works (Roads) Directorate, issued a letter dated 29th December, 2025 requesting the Block Land & Land Reforms Officer, Haroa Piyara, North 24 Parganas, for fixing a date for identification and demarcation of the land of LR plot no. 682, JL No. 10, measuring about an area of 24 decimals, within Mouza Mukundapur, under Police Station Haroa, in the District of North 24 Parganas, as per his convenience and the representative of the Public Works Department will also be present at the time demarcation.

On a query of this Court, the learned Advocate for the State submits that such identification and demarcation shall be made on January 15, 2026 at or about 11 AM.

Since the date and time has been fixed at the suggestion of the learned Advocate for the State and in presence of the learned Advocate for the petitioner, there will be no necessity to serve a prior notice of the date and time for identification and demarcation.

It will be open to the petitioner to remain present at the locale at the date and time as mentioned hereinbefore.

The authorities of the Public Works (Road) Directorate are directed to depute an authorized representative for attending the locale at the time of identification and demarcation of the plot in question.

Since the private respondents are not represented, the Block Land & Land Reforms Officer, Haroa Piyara, being the sixth respondent, is directed to intimate the date and time of demarcation to the private respondents. The sixth respondent

is also directed to carry out the work of demarcation as per the direction of the Assistant Engineer, Baguihati Highway Sub-Division, PWD, vide memo dated 29th December, 2025 and submit a report along with a sketch map before this Court on the next date.

List this matter on **20th January, 2026** under the heading “For Orders”.

The learned Counsel for the petitioner prays for leave to file the affidavit of service in course of the day. It is submitted that the registered envelope addressed to the private respondents has been returned with the endorsement “addressee cannot be located”.

(Hiranmay Bhattacharyya, J.)