

Court No. 19
(265719)

10.04.2026
(AD 19)
(S. Banerjee)

WPA 29215 of 2025

Atanu Ghosh
Vs.
State of West Bengal & Ors.

Mr. Surya Prasad Chatterjee
Mr. Trishtrya Mancherji

...for the petitioner

Mr. Tapas Adhikary
Mr. Srikanta Paul
Md. Arif Ansari

...for the State

Petitioner claims to be the recorded owner of LR
Dag No. 682 within Mouza – Mukundupur, JL No. 10
under Haroa Police Station in the district of North 24
Parganas.

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.

By an order dated January 7, 2026, the
Assistant Engineer, Baguiati, Public Works (Roads)
Directorate was requested to take steps for
demarcation of the property with the assistance of the
Block Land and Land Reforms Officer, Haroa, North

24 Parganas. Pursuant to the said order, a report of the Block Land and Land Reforms Officer, Haroa dated January 19, 2026 has been filed which is taken on record. From the said report, it appears that a demarcation exercise was carried out by the Revenue Officer on January 15, 2026 with the assistance of the Amin and a demarcation report along with a sketch map has been prepared. The report states that a portion of plot no. 681 (Nayanjuli) is under unauthorized occupation by certain encroachers whose names have been indicated in the said report. The said report further states that plot no. 683 is being used as a general road/way by the public and a portion of the said road is under unauthorized occupation by certain encroachers.

Thus, after a demarcation exercise being conducted it has been found that there has been encroachment upon the Nayanjuli as well as the road.

Since the authorities have found that there has been an encroachment, it is for the authorities to take steps to remove the encroachment.

This writ petition stands disposed of by directing the Executive Engineer, Barasat Highway Sub-Division No. 1, PW(Roads) Directorate and the Sub-Divisional Officer, Bashirhat, being the respondent

nos. 2 and 5 respectively, to initiate an appropriate proceeding under the relevant statute for removal of encroachment and the entire exercise under the relevant statutes shall be completed by the concerned authorities as expeditiously as possible but positively within a period of four months from the receipt of a server copy of this order.

(Hiranmay Bhattacharyya, J.)