

11.07.2025
Court No. 35
Item No.18
Rakib

W.P.A. 30058 of 2024

With
CAN 1 of 2025

+
CAN 2 of 2025

Sanjay Nayak
VS
The State of West Bengal & Ors.

Mr. Kamalesh Bhattacharya,
Mr. Aninda Bhattacharya.
...for the Petitioner.
Mr. Santanu Kumar Mitra, Sr. Govt. Adv,
Ms. Anandamayi Ghosh.
...for the State.
Mr. Atarup Banerjee,
Mr. Rajdeep Pramanik.
...for respondent no.4.
Mr. Arindam Sen,
Mr. Saurav Basu,
Ms. Sayanwita Auddya.
...for intervener.

Petitioner has taken out a connected application wherein prayers have been advanced which is akin to the main writ petition.

State has submitted a report which reflects that the Officer of New Town Police Station is well aware that one M/s. Urban Maison Pvt. Ltd. has violated the order passed by the learned Magistrate under Section 163 of the BNSS.

Be that as it may, the police authorities have inspected and found there is no visible demolition or destruction of corrugated tin demarcation as alleged by the petitioner. According to the police authorities the situation is also not tensed in and around the vicinity.

Records reflect that title suit is pending before the jurisdictional Court. Report submitted by the State be kept with the record.

Accordingly, the applications being CAN 1 of 2025 and CAN 2 of 2025 are disposed of.

Respondent no.4 would file his affidavit-in-opposition within a period of 10 days. Advance copy of the same be served upon the learned advocate appearing for the petitioner and all the affected parties.

Affidavit-in-reply, if any, be filed within a week thereafter.

Mr. Sen, learned advocate appears and claims that his client happens to be owner of the land.

However, no application has been preferred before this Court, if any audience is required an appropriate application be preferred before this Court.

Police authorities would only ensure that there is no breach of the peace and/or tranquility takes place.

List the writ petition under the heading "Hearing" on 1st of August, 2025.

All concerned parties shall act on the server copy of this order duly downloaded from the official *website* of this Court.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties upon compliance with all requisite formalities.

(Tirthankar Ghosh, J.)