IN THE HIGH COURT OF JHARKHAND AT RANCHI

W. P. (C) No. 599 of 2014

BISWADEEP MUKHERJEE, SON OF LATE SUNIL MUKHERJEE, RESIDENT OF NUAGAON MAIN ROAD, GHATSILA, P.O. & P.S.- GHATSILA, DISTRICT- EAST SINGHBHUM (JHARKHAND)

… … **PETITIONER**

VERSUS

1. THE STATE OF JHARKHAND
2. DEPUTY COMMISSIONER, EAST SINGHBHUM, JHAMSHEDPUR
3. SUB-DIVISIONAL OFFICER, GHATSILA, P.O. & P.S.- GHATSILA, DISTRICT- EAST SINGHBHUM ... … **RESPONDENTS**

CORAM : HON'BLE MR. JUSTICE SHREE CHANDRASHEKHAR

FOR THE PETITIONER : NONE
FOR THE RESPONDENTS : MR. V.K. PRASAD, SC (L & C)
MR. RISHU RANJAN, ADV

4/ Dated: 30th November, 2015
Per SHREE CHANDRASHEKHAR, J.

On the second call also, counsel for the petitioner is absent.

2. The petitioner is aggrieved by order dated 31.12.2013 whereby, the respondent no.3 directed the Officer-In-Charge, Ghatsila police station to execute order dated 03.07.2012 in Misc. Case No.57 of 2012. The petitioner has asserted that a proceeding under Section 144 Cr.P.C. was initiated at the instance of one Mala Chatterjee and others with respect to the land comprised in Thana No.110, Khata No.49 under Plot No.189 admeasuring 0.74 acres. The said land was recorded in the name of one Ajit Kumar Chatterjee, who is father-in-law of Madhavi Chatterjee and Mala Chatterjee. The respondent nos.2 and 3 have filed counter-affidavit

stating that at the instance of Officer-In-Charge, Ghatsila police station construction of boundary wall over the said plot was stopped. It appears that the respondent no.3, on receiving complaint directed the Officer-In-Charge, Ghatsila police station to take necessary action in compliance of order dated 03.07.2012 in Misc. Case No.57 of 2012. The said order has been passed under Section 144 Cr.P.C. The learned counsel for the respondent-State of Jharkhand submits that the said order remained in force only for a period of 60 days and since the order impugned has been passed on 31.12.2013, the same has lapsed.

3. Considering the aforesaid facts, I am not inclined to interfere in the matter and accordingly, the writ petition is dismissed.

(Shree Chandrashekhar, J.)

R.K.