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Case Reference No. LWB/63/2025

ORDER SHEET

Order Date	Order No.	Order
27.07.2026	04	Prabhash Chandra Bera S/o Late Keshab Chandra Bera Vill – Golmaguri P.O. – Mahadole P.S. – Panskura Dist. – Purba Medinipur PIN – 721634. ... Complainant -Vs - 1. SI Ujjwal Chakraborty of Panskura Police Station & Others. ... Respondents Seen the report of Learned Registrar. The report received from the Additional District Magistrate and Land & Land Reforms Officer, Purba Medinipur on behalf of the District Magistrate, Purba Medinipur be kept on record. This case has been registered on the basis of a complaint received from the complainant Prabhash Chandra Bera. As required u/s 9(2) of the West Bengal Lokayukta Act, 2003, the complaint is accompanied by an affidavit. For the purpose of finding out whether the allegations in the complaint are substantiated <i>prima facie</i> or not, this Forum initiated a preliminary enquiry. During the preliminary enquiry, the complainant Prabhash Chandra Bera has been examined as CW-1 and two witnesses namely Sk. Hasibul Pakhira and Sk. Meher Ali produced by him

have been examined as CW-2 and CW-3.

A number of documents filed on behalf of the complainant have been marked as **Exhibits 1 to 21/1**.

Perusal of the complaint of the complainant Prabhash Chandra Bera supported by affidavit and the deposition of the witnesses namely CW-1 Prabhash Chandra Bera, CW-2 Sk. Hasibul Pakhira and CW-3 Sk. Meher Ali shows that Sk. Meher Ali let out a portion of land in respect of plot no. 5 at Mouza – Gholmaguri to the complainant Prabhash Chandra Bera for the purpose of his residence and running a grocery shop. The complainant constructed a house and a grocery shop on the land and he started residing there and carrying out the business of grocery shop. The complainant complains that in the month of August, 2025, while he was away from his house and staying at his daughter's house at a distance, one Shohid Manik together with his associates put up padlocks on his grocery shop and on the gate of his residence. Thereafter, as alleged, Shohid Manik along with his associates looted away the articles of grocery shop and all other belongings of the complainant. The complainant alleges that SI Ujjwal Chakraborty of Panskura Police Station with support of Inspector-in-Charge, Panskura Police Station, in abuse of power and by resorting to corrupt practices, assisted Shohid Manik to oust the complainant and his family from the house and grocery shop and loot away all the articles of his grocery shop.

For the interest of holding an effective preliminary enquiry into the complaint, this Forum, vide order dated 11.06.2026 directed the District Magistrate, Purba Medinipur to make an enquiry by the Additional District Magistrate and Additional District Land & Land Reforms Officer, Purba Medinipur on the complaint received from the complainant.

Besides, the District Magistrate, Purba Medinipur was directed that his report shall be on the following points :

		(i) Whether any portion of plot no. 5 at Mouza-Gholmaguri belongs to Sk. Meher Ali, Son of Late Sk. Jumman and whether his name has been recorded in LR Khatian. (ii) Whether Shohid Manik has purchased the land on which the complainant's dwelling house and grocery shop situated, from any raiyat and whether the name of the vendor of Shohid Manik has been recorded in LR Khatian and (iii) Whether the complainant Prabhash Chandra Bera has been evicted from the land in accordance with law and if so, what is the nature of the legal proceeding initiated against him. It appears from the report that the enquiry made by the Additional District Magistrate and Land & Land Reforms Officer comprised as under : 1. Verification of the finally published Record-of-Rights (L.R. Records); 2. Examination of relevant registered Deed and mutation records; 3. Scrutiny of connected land records available in the Office; 4. Local inspection of the disputed land; 5. Verification of the nature of possession on the plot; and 6. Interaction with the concerned parties and the local residents wherever necessary. With regard to point no.(i), Additional District Magistrate and Land & Land Reforms Officer, Purba Medinipur reports as under : Upon verification of the finally published L.R. Record-of-Rights, it has been found that L.R. plot no.5 at Mouza-Gholmaguri stands recorded in the name of several recorded raiyats as reflected in the revenue records maintained by the
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		Land and Land Reforms Department. No portion of the said plot has been recorded in the name of Sk. Meher Ali s/o Late Sk. Jumman. The Record-of-Rights does not reflect his name as recorded raiyat or co-sharer in respect of the said plot. No registered Conveyance, succession document, mutation order, decree of a competent Civil Court or any other legally admissible document was produced or traced which could establish any recorded right, title or interest of Sk. Meher Ali over the aforesaid land. As such, the enquiry conclusively reveals that Sk. Meher Ali does not possess any recorded interest in L.R. plot no.5 of Mouza- Gholmaguri. With regard to point no.(ii), the Land Reforms Officer reports as under : Shohid Manik and Smt. Hayatun Manik jointly purchased 12.667 decimals of land by virtue of a registered Deed dated 13.01.2022 from the recorded raiyats, namely Sk. Nurul Islam, Jannatun Bibi, Joinun Bibi and Saoda Bibi. Finally published Record-of-Rights confirms that the aforesaid venders were duly recorded raiyats in respect of the transferred land. Following the execution and registration of Deed, the name of Shohid Manik and Smt. Hayatun Manik have also been duly recorded in the relevant L.R. Khatians in accordance with law. The records show that Smt. Hayatun Manik subsequently acquired an additional 1 decimal of land by registered Deed dated 14.08.2023 from Chandi Charan Bag. Verification of the chain of title reveals that Chandi Charan Bag had earlier acquired the said land by a registered Deed dated 08.08.1983 from Sk. Nurul Islam who was a recorded raiyat. Thus, the subsequent transfer in favour of Smt. Hayatun Manik is supported by a continuous chain of registered Conveyance.
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		During the spot enquiry, Shohid Manik and Smt. Hayatun Manik were found to be in physical possession of approximately 14.951 decimals of land corresponding substantially with the land covered by the registered Conveyances. The complainant Prabhash Chandra Bera orally asserted that he had approximately 0.878 decimal of land and he had a dwelling house and a grocery shop on such land. But, despite opportunity was given to him, no registered Deed, Record-of-Rights, mutation order, tax receipt, decree of a competent Court or any other documentary evidence could be produced to substantiate his ownership or lawful possessory right over the said portion. Consequently, while the purchasers' possession is support by registered Conveyances and corresponding revenue records, the complainant's claim remains unsupported by any documentary evidence available during enquiry. With regard to point no.(iii), the Land Reforms Officer reports as under : Examination of the available records maintained in the Office of the Block Land & Land Reforms Officer, Panskura – I, together with connected revenue records and other available records, did not disclose the existence of any eviction proceeding initiated against the complainant. No order of eviction passed by any competent Authority, no proceeding under and relevant land laws nor any execution proceeding authorizing removal of the complainant from the disputed land could be traced during the enquiry. The filed enquiry likewise did not reveal any material suggesting that the complainant had been dispossessed pursuant to any legally sanctioned process. The complainant Prabhash Chandra Bera, in his deposition, says that he had house and a grocery shop at plot no.870. Sk. Meher Ali let out a portion of plot no.870 to him. He constructed a residential house on a portion of the land and carried on a business of grocery from his residential house.
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But, on the contrary, CW-3 Sk. Meher Ali, in his deposition, says that he is the owner of 3 decimals of land of plot no. 5 at Mouza- Gholmaguri. He let out his portion of plot no. 5 to Prabhash Chandra Bera who constructed a dwelling house thereon and carried on a business of grocery there. This shows that as regards the number of plot the deposition of the complainant and Sk. Meher Ali contradicts each other.

However, perusal of the report of the Additional District Magistrate and Land & Land Reforms Officer, Purba Medinipur and the L.R. Porchas and other documents annexed to the report shows that Sk. Meher Ali has no title to any portion of plot no. 5 and his name also does not figure in L.R. Khatian. On the contrary, Shohid Manik, against whom the complainant alleged that he dispossessed him from the aforesaid residence and grocery shop on the plot, has proportionate sharer in plot no.5. The report of the Land Reforms Officer, and the relevant papers annexed to the report shows that Shohid Manik and Smt. Hayatun Manik jointly purchased 12.66 decimals of land of plot no.5 by registered Deed of Conveyance on 13.01.2022 and their names have duly been recorded in the relevant L.R. Khatians. Besides, Smt. Hayatun Manik has acquired 1 decimal of land of plot no.5 by registered Deed dated 14.08.2023 from Chandi Charan Bag.

Since, claim of the complainant that Sk. Meher Ali let out a portion of the plot no.5 to him and he constructed a dwelling house and carried on a business of grocery on the plot does not stand established *prima facie*, the allegations as made by the complainant that the public servants as named in the complaint by resorting to corrupt practice assisted Shohid Manik and his associates to oust the complainant from the plot, do not stand established before this Forum at this stage.

In view of the above, this Forum finds that this proceeding does not warrant any full-fledged investigation into the complaint.

Accordingly, the preliminary enquiry as initiated by this Forum is **closed** and the complaint is **disposed of**.

However, it is made clear that this order is passed without prejudice to the rights and contentions of the concerned parties. If any right and contention is available to either of the parties to ventilate it before any Court of Law or any Statutory Authority or Forum, they may approach the same, if they are so advised in accordance with law.

Communicate this order to the complainant immediately.

Sd/-

Justice Rabindranath Samanta
Hon'ble Lokayukta