

**01.09.2021**  
Ct. No.13  
Sl. No.132  
akd

**W.P.A. 1882 of 2021** [via video conference]

***[Pradip Kumar Chakrabarti -Vs- Central Bureau of Investigation & Ors.]***

Mr. Tarique Quasimuddin  
Mrs. Zainab Tahur  
Mr. Deb Nath Ganguly  
... .. for the petitioner

Mr. Y. J. Dastoor .. Ld. Addl. Solicitor General  
Mr. Phiroze Edulji  
Mr. Samrat Goswami  
... .. for the CBI

Mr. Ajay Chaubey  
Mr. Rajendra Tiwari  
Ms. Shakshi Rathi  
... for respondent nos. 2 to 5

Mr. Satadru Lahiri  
Mr. Safdar Azam  
... .. for respondent no.7

Mr. Amitesh Banerjee  
Mr. Tarak Karan  
... .. for the State

Learned counsel for the State submits that the signatures on the Power of Attorney and those in the account opening forms of the concerned post office were sent for examination and comparison to the CFSL. It was found that the sufficient evidence is not there for any conclusive opinion. The said documents have now been sent to the Government examiner, Questioned Document Examination Bureau by the Officer-in-charge, Bowbazar Police Station. The QDEB, Kolkata shall submit final report within a month from date.

Learned counsel for the CBI questions the maintainability of the writ petition. It is submitted that the petitioner is a Government servant and could not have initiated the writ petition

without prior permission of the Ministry of Law and Justice and/or the Department of Posts.

Department of Posts & Ministry of Law and Justice may take steps in accordance with the relevant Rules of service against the petitioner.

It is expected that the investigation shall be completed as expeditiously as possible and final report is submitted to the jurisdictional Magistrate.

The accounts of the deceased namely, Nanda Banerjee shall remain frozen and shall abide by any decree of any court, Probate or Letters of Administration and the like if produced by the appropriate persons.

With the aforesaid observations, the writ petition is disposed of.

There shall be no order as to costs.

All parties are to act on a server copy of this order duly downloaded from the official website of this court.

***(Rajasekhar Mantha, J.)***