

28.06.2021
Court No.30
rpan /53

W.P.A. (H) No. 44 of 2021

In re: An application under Article 226 of the
Constitution of India;

And

In re: **Rita Devi Singh**

- Versus -

The State of West Bengal & Ors.

Mr. Ranjit Kumar Roy
... for the Petitioner.

Mr. Saibal Bapuli,
Md. Sabir Ahmed
... for the State respondents.

Let the supplementary affidavit filed by the
petitioner be kept on record.

Mr. Roy, learned advocate appearing for the
petitioner submits that the petitioner's daughter had
a love affair with the private respondent no.6.
However, on the provocation of the respondent no.6
and his family members, the petitioner's daughter
committed suicide on 16th February, 2021. Thereafter
a complaint was lodged at Girish Park Police Station
and the same was registered as FIR No.33 dated 7th
March, 2021 under Sections 306/120B of the Indian
Penal Code. The police authorities, however, did not
take appropriate steps and as such the petitioner
again submitted a representation to the respondent
no.5 on 16th April, 2021 but in vain.

Mr. Bapuli, learned advocate appearing for the
State respondents submits that there is no allegation

of any illegal detention and as such the present habeas corpus petition is not maintainable.

We have heard the learned advocates appearing for the respective parties and considered the materials on record. The grievance of the petitioner is that her daughter committed suicide on the provocation of the respondent no.6 and his family members and the police authorities have not taken appropriate steps on the basis of the complaint. Such inaction on the part of the police authorities cannot be made the subject matter of a habeas corpus petition.

Accordingly, the writ petition, being WPA (H) 44 of 2021, is dismissed. However, it is made clear that the dismissal of this petition will not prevent the petitioner to avail appropriate remedies before the competent forum.

There shall, however, be no order as to costs.

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

(Suvra Ghosh, J.) (Tapabrata Chakraborty, J.)