

WPA (P) 232 of 2021

Rama Prasad Sarkar
Vs.
Union of India and Others

Mr. Rama Prasad Sarkar
... petitioner-in-person

Mr. Ashok Chakraborty, Ld. ASG
Mr. Dhiraj Tribedi, Ld. DSG
Ms. Debjani Ghosal, Advocate
... for the Union of India

Mr. S. N. Mookherjee, Ld. AG
Md. T. M. Siddiqui, Ld. AGP
Mr. D. Ghosh,
Mr. N. Chatterjee, Advocates
... for the State

In this public interest petition, the allegation of the petitioner is that one Mr. Kamal Kumar Rajoria, Principal of Jahar Nabodaya Vidyalaya in Bankura along with his female colleagues at central government school in Bankura and other persons is involved in the child trafficking racket and he was arrested along with other persons on 18th of July, 2021. Further allegation is that the said Kamal Kumar Rajoria is involved in the scam of selling the children to childless couples. Certain allegations have been made against Mr. Rajoria for purchasing child from red light area and giving it to other persons.

Learned ASG appearing for the Union of India has

vehemently opposed the petition by submitting that the respondent No.6, the Minister-in-Charge, Central State Welfare Minister has unnecessarily been impleaded and, therefore, the petition is liable to be dismissed. The petitioner-in-person has made a feeble attempt to support the petition.

Having examined the record, we find that the averments made in paragraph 5.iii and 8 and other parts of the petition as against the respondent No. 6 are not only unfounded and unsupported by any material but also baseless. Hence, we are of the opinion that the respondent No.6 has been unnecessarily impleaded in the present petition.

Record reflects that the CID was investigating the matter, therefore, on the direction of this Court, a report in the form of affidavit on behalf of the Officer-in-Charge, Anti-Human Trafficking Unit, CID, West Bengal has been filed. A perusal thereof reveals that the Principal of Jahar Nabodaya Vidyalaya along with other persons was involved in child trafficking and on the basis of the complaint the offence was registered and during the investigation 9 persons were arrested. During the course of investigation, minor children were also recovered and the cash amount was seized from the accused persons. The details of investigation and manner of purchase of children have been stated in the report. The report

reveals that now the investigation is complete and charge sheet being Bankura PS Charge sheet no.- 218/21 dated 08th of October, 2021 has been filed in the competent Court.

Since CID has already investigated the matter and filed the charge sheet before the competent Court and, therefore, nothing further is required to be done in the matter. Hence, the public interest petition is dismissed.

(Prakash Shrivastava, C.J.)

(Rajarshi Bharadwaj, J.)