

29.09.2022
Item No.02
Court No.32
Avijit Mitra

WPA (H) 48 of 2022

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

And

Rafikul Mandal
-versus-
The State of West Bengal & ors.

Mr. Dhananjoy Banerjee,
Mr. Jisan Iqbal Hossain,
Ms. Oindrila Ghosh
....for the petitioner

Mr. Sabir Ahmed,
Mr. Simanta Kabir
...for the State

Heard Mr. Banerjee, learned advocate appearing for
the petitioner.

Mr. Kabir, learned advocate appearing for the State
submits that the victim girl had been recovered from
Village Mardi, Police Station Toluka (North Solapur),
District Solapur, Maharashtra on 20th September, 2022
and was produced before the '*Child Welfare Committee,
Solapur, Maharashtra*'. Thereafter, she was produced
before the '*Child Welfare Committee, Berhampore,
Murshidabad*' on 24th September', 2022 and as per
direction of the '*Child Welfare Committee, Berhampore,
Murshidabad*', the victim girl was kept at '*Shilayan Home
for Girls, Berhampore, Murshidabad*' and she is presently
staying there. She was also produced before the learned

Judicial Magistrate, 1st Court, Berhampore, Murshidabad and her statement under Section 164 of the Code was recorded. Mr. Kabir further submits that the principal accused, namely, Sangeet Shaikh has already been arrested and is presently in custody. Let the documents, as produced, be kept on record.

Since the victim girl has already been recovered and is presently residing at '*Shilayan Home for Girls, Berhampore, Murshidabad*', no further interference is called for in the present writ petition.

The *habeas corpus* petition being WPA (H) 48 of 2022 is, accordingly, disposed of.

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

Urgent photostat certified copy of this order, if applied for, be given to the learned advocates for the parties.

(Partha Sarathi Chatterjee,J.) (Tapabrata Chakraborty J.)