

30.08.2022
Ct . 5
D/L 26
ab

WPA 18585 of 2022

Kartic Chandra Rana @ Kartic Rana & Anr.
Versus
The State of West Bengal and others

Mr. Debnarayan Patra,
... for the petitioners

Mr. T. M. Siddiqui,
Mr. Nilotpall Chatterjee,
Mr. Varun Kothari
... for the State.

The petitioners pray for a mandamus on the respondents for releasing the registered Deed being Deed No. 223 of 1991 which is pending with the Sub-Registry Office at Contai.

Learned counsel appearing for the petitioners rely on orders passed in similar facts by Co-ordinate Bench of this court.

The State respondents are represented.

After hearing learned counsel and following the chain of orders passed in similar matters, the petitioners are directed to put in the cash equivalent to the dues which is payable in respect of the Deed presented for registration in 1991 to the Registering Authorities. After such deposit is received by the Authorities, the deposit shall be kept in an interest bearing fixed deposit account with any nationalized

bank. The Authorities will thereafter provide the certified copy of the Deed to the petitioner.

The aforesaid amount shall be kept deposited till the investigation is complete and the trial is over, ideally in a term deposit, if possible. If it is found in the trial that the stamp papers in question are forged, then the amount so to be deposited with the registering authority, shall be handed over to the appropriate authority, viz. the State Government. In the event, it is found that the stamp papers are genuine, the amount so to be deposited, shall be returned to the petitioners. The concerned court below will make a serious effort to conclude the trial preferably within a period of six months from today.

WPA. 18585 of 2022 is disposed of in terms of the above.

(Moushumi Bhattacharya, J.)