

27-04-2022
ct no. 13
Sl.51
pk

WPA 8796 of 2020

Sri Bikash Chandra Mondal
-Versus-

State of West Bengal & Ors.

Mr. Tulsi Das Maiti,
Mr. Pradip Kumar Ghosh
.....for the petitioners

Mr. Ayan Banerjee
... for the State.

The grievance of the petitioner is that a document deposited with the registering authority by the petitioner has not been made over to the petitioner despite the petitioner's application therefor.

It appears to be fairly evident that the petitioner was aware as to why the registered document was not made over to the petitioner. The State apprehends that forged stamp papers may have been used for the preparation of the document and the original document has been forwarded to the appropriate forum in connection with the criminal proceedings.

The petitioner is agreeable to deposit the amount due on account of stamp duty in respect of the document which the respondent authorities will keep in a term deposit till it is finally ascertained as to whether the stamp papers were forged or not.

The petitioner should put in the requisite amount within a fortnight from date whereupon the certified copy of the documents should be made available by the respondent authorities to the petitioner within six weeks from the date of the deposit.

This order will not prevent the State from taking appropriate steps against the petitioner in the event the petitioner's involvement is discovered in the forgery of stamp papers.

The writ petition is allowed as above without any order as to costs.

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

(Rajasekhar Mantha, J.)