

30.06.2023
Court No.13
Supplementary
List Item No.5
AP

WPA 15390 of 2023

**Aminul Hassan @ Aminul Hasan Bapi
Vs.
The State of West Bengal and Ors.**

Mr. Koustav Bagchi
Mr. Debayan Ghosh
Ms. Priti Kar
Mr. Imtiaz Kabir

...for the Petitioner.

Mr. Amitesh Banerjee
Mr. Suddhadev Adak

...for the State.

1. The petitioner is participating in the forthcoming Panchayat Elections. There are two FIRs registered against him. He apprehends more FIRs by the State Police at the instance of vested interests. He also apprehends restriction on his participation in the ensuing Panchayat Elections.

2. In view of the similar orders being passed in number of cases, let no coercive measures be taken against the petitioner by the State Police in respect of the pending FIRs or any other proceedings that may be registered against him until 15th July, 2023.

3. The investigation in respect of any of the pending FIRs or that may be registered against the petitioner, shall, however, continue.

4. Learned counsel for the State submits that in respect of two FIRs, the petitioner is an accused and is absconding.

5. The petitioner may return to his village and/or place of residence but shall inform the local police of his whereabouts forthwith. He shall be available for communication with the Officer-in-Charge, Islampur Police Station.

6. The petitioner undertakes through his counsel before this Court to do so.

7. Since the petitioner complains of threat to his life and has applied before the Superintendent of Police, Murshidabad indicating the same, the concerned S.P. shall assess the threat perception of the petitioner and take necessary steps in accordance with law.

8. With the aforesaid directions, the writ petition is disposed of.

9. There shall be no order as to costs.

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

(Rajasekhar Mantha, J.)