

October 16, 2023
AD 272
Court No.14
SG

WPA 23692 of 2023

Selima Begam
vs.
State of West Bengal and others

Mr. Anirban Pal
... for the petitioner

Ms. Ipsita Banerjee
... for the State

Affidavit of service filed in Court is taken on record.

Learned advocate for the petitioner submits as follows. The petitioner is the daughter of the respondent No.6 and the wife of the respondent No.7. After getting married to the respondent No.7, she was tortured at her matrimonial home. After sometime her father lodged a false complaint before the police alleging that his daughter was abducted. Sometime later her husband also came up with similar allegations. These are out and out false allegations. A complaint was made to the police, but no action was taken.

Learned advocate for the State submits that no formal application was made before the police that could be acted upon. A complaint sent by post by the petitioner does not make out any cognizable case.

It appears that the intimation to the police by the petitioner mainly deals with the two complaints allegedly lodged by the petitioner's father and husband. If the petitioner is aggrieved with any action of the private

respondents and it makes out a cognizable case, she shall be at liberty to take steps in terms of ratio laid down in *Aleque Padamsee's case* reported at (2007) 6 SCC 17.

Therefore, no further order need be passed.

However, the police shall keep a sharp vigil at the locale and ensure that no breach of peace takes place.

With these observations, the writ petition is disposed of.

Urgent certified copy of this order, if applied for, be supplied to the parties upon compliance of all requisite formalities.

(Jay Sengupta, J.)