

25.01.2023.
Court No.13
Item No. 40
ap

W.P.A. No. 25447 of 2022

**Rashmoni Devi @ Shaw & Anr.
Versus
The State of West Bengal & Ors.**

Mr. Sujit Banerjee,
Mr. Nilay Sengupta.

... For the petitioners.

Mr. Bidhayak Lahiri,
Md. Kalam,
Ms. Bhaswati Lahiri.

...For the respondent nos.7 to 12.

Affidavit-of-service filed in Court today are taken
on record.

The Officer-in-charge, Ekbalpur Police Station
has filed a report in the form of instructions addressed
to the State Advocate dated 19th January, 2023. The
same is taken on record.

It is submitted that the police has contacted the
petitioners repeatedly in respect of FIR No. 419 of
2022 dated 10th September, 2022 to give statement
under Section 164 of the Code of Criminal Procedure
but in vain.

Counsel for the petitioners submits that his
clients were in hospital at the relevant point of time.

Be that as it may, with a view to end this
impasse, this Court directs the petitioners' statement
under Section 164 of the Code of Criminal Procedure
to be recorded by the jurisdictional Magistrate on
Saturday i.e. 28th January, 2023 at 2:00 P.M.

It is further ordered that the investigation into the FIR No. 419 of 2022 dated 10th September, 2022 and FIR No. 410 of 2022 dated 7th September, 2022 be completed as expeditiously as possible, preferably within a period of one month from date.

It is also submitted that the private respondents are co-operating with the investigation.

With the aforesaid directions, the instant writ petition shall stand disposed of.

There will be no order as to costs.

The concerned Magistrate shall act on the server copy of this order.

All parties are directed to act on a server copy of this order duly downloaded from the official website of this Court.

(Rajasekhar Mantha, J.)