

December 20, 2023
AD 6
Ct. No.14
SG

WPA 28250 of 2023

Manoranjan Khanra
vs.
The State of West Bengal and others

Mr. Gouranga Kumar Das
Mr. Kapil Chandra Sahoo
Ms. Poulami Dutta
... for the petitioner

Mr. Ansar Mondal
Mr. Asish Dutta
... for the State

Report filed by the State is taken on record.

Learned counsel appearing on behalf of the petitioner submits as follows. The petitioner's mother was 82 years old and she was suffering from liver cancer. She committed suicide by hanging. The local people took this opportunity to pressurize the petitioner to convey his property to them. When the petitioner objected, the private respondents started a social boycott of the petitioner's family. Thereafter on several occasions they attacked the petitioner's house and assaulted the inmates. After filing the present writ petition, an FIR has been registered.

Learned advocate for the State relies on the report and submits as follows. Several complaints were made from the petitioner's side. They were all attended to and a number of proceedings were drawn up under Section 107 of the Side. The police are keeping a close watch on the developments in the locality.

It is surprising that the report does not mention about the registration of an FIR on a complaint from the petitioner's side and states that efforts were made only for initiation of proceedings under Section 107 of the Code. The local police should be more careful in preparing reports to be submitted before this Court.

Be that as it may, it appears that some steps have been taken by the police authorities on the complaints made by the petitioner.

If the petitioner is at fault, it is open for anyone aggrieved to approach a Court of law. Using brute force on the petitioner and his family members, attacking and assaulting them and putting a social boycott are absolutely unacceptable.

The State administration needs to take the matter seriously so such trends are not encouraged.

On the present facts, let the police keep a sharp vigil at the locale and ensure that no breach of peace takes place.

The police shall also place a police picket of two police personnel, one of whom should be armed in front of the petitioner's house and the same shall continue for a period of two months from this date.

Even after the said period of two months if any untoward incident occurs or is apprehended by the petitioner, he shall be at liberty to approach the Officer-in-Charge of local police station who shall then take steps in accordance with law.

As affidavits were not called for, the allegations made are deemed not to have been admitted.

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.

Parties shall act on a server copy downloaded from the official website of this Court.

[Jay Sengupta, J.]