

*Sl.No.*  
**434**      10.12.2024  
*Court*  
*No. 35*  
*G.S.Das*

**WPA 796 of 2024**  
  
**Mihir Ranjan Mandal**  
**-Vs-**  
**The State of West Bengal & Ors.**

Mr. Ashis Kumar Chowdhury  
Mr. Rajib Ghosh  
Mr. B. B. Bera  
Mr. Avishek Chatterjee  
Mr. Puspam Das  
... for the petitioner(s)

Mr. Rajarshi Basu  
Mr. Ananda Dulal Sarkar  
... for the State-respondent(s)

The petitioner is aggrieved by the fact that at his instance Bhowanipore Police Station Case No. 169 dated 29.06.2022 was registered for investigation.

The police authorities, however, on completion of investigation submitted a report in Final Form on or about 6.12.2023.

Having considered that the police authorities have submitted a report

disowning the accusations made, the petitioner would be at liberty to file an application under Section 173(8) of the Cr.P.C. before the learned CJM, Alipore.

Learned advocate for the petitioner submits that no notice was issued to the petitioner.

Accordingly, even if, an order has been passed, the petitioner may be granted an opportunity for invoking the provisions under Section 173(8) of the Cr.P.C. The learned Magistrate would dispose of the said application within 45 days of filing of the same.

With the aforesaid observations, WPA 796 of 2024 is disposed of.

Report submitted by the State be kept with the record. Let a copy of the report be handed over to the learned advocate for the petitioner.

Parties to act on a server copy of  
this order duly collected from the official  
website of the Hon'ble High Court, Calcutta.

**(Tirthankar Ghosh, J.)**