

26.11.2024
Item No.57
Ct. No.35
dc.

W.P.A. 13592 of 2024

Biplab Kumar Chowdhury
versus
The State of West Bengal & Ors.

Mr. Aniket Mitra,
Mr. Sayan Dutta ... For the Petitioner.

Mr. S. P. Lahiri,
Mr. Chandan Kumar Mondal ... For the State.

Affidavit-of-service filed in Court today be
kept with the record.

The petitioner is aggrieved by the fact that
the investigating officer of Airport Police Station
Case No. 16/2023 dated 27.01.2023 has not
progressed with the investigation of the case and
neither conducted the investigation in a proper
manner.

Learned advocate appearing for the State
submits that he is yet to receive a report from the
concerned police station.

Records reflect that the investigation
commenced on 27.01.2023 i.e. almost 22 months
have completed. As such, if the investigating officer
till date has not come to a conclusion regarding his
final opinion for submission of report in terms of
Section 173 of the Code of Criminal Procedure, a
superior police officer will monitor and ensure that
all effective steps are taken for concluding the
investigation in a logical manner. This is subject to

the fact that till date the investigation has not been completed.

In case the investigation has been completed and notice has not been received by the present petitioner who is the complainant, I grant liberty to petitioner to approach the jurisdictional criminal court under the relevant provisions of law with appropriate prayers being advanced before the said court.

With the aforesaid observations, the writ petition being WPA 13592 of 2024 is disposed of.

There shall be no order as to costs.

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

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

(Tirthankar Ghosh, J.)