

34 17.01.2024
NB Ct. 14

WPA 18706 of 2023

Debarati Guha
Vs.
The State of West Bengal & Ors.

Mr. Kaushik Gupta,
Mr. Sanjay Banerjee,
Ms. Suveni Banerjee.
...for the petitioner.

Mr. Amitesh Banerjee Id.SSC.,
Ms. Ipsita Banerjee,
Mr. Tarak Karan.
...for the State.

Mr. Atarup Banerjee,
Mr. Rajdeep Pramanick,
Ms. Anusta Bose.
...for the respondent no.13.

Mr. Shibaji Kumar Das,
Mr. Dipendu Sarkar.
...for the respondent nos.6,7,10&11.

Mr. Subhendu Halder,
Mr. Abhirup Haldar.
...for the respondent no.12.

Report of Medical Board, as filed on behalf of the State,
is taken on record.

Copy of the same be handed over to the learned
counsels for the other parties.

It appears that the State has already obtained an opinion
from the Medical Board constituted by the Director of Health
Services, Government of West Bengal in terms of this Court's
order.

Therefore, no further order need be passed in this
regard.

Let the State respondents act in accordance with law and in terms of the decision of the Hon'ble Apex Court passed in ***Jacob Mathew vs. State of Punjab & Anr.*** reported in 2005 (6) SCC 1.

With these observations, the writ petition is disposed of.

Since affidavits were not called for, allegations contained in the writ petition are deemed not to have been admitted.

Urgent photostat certified copy of this order may be supplied to the parties expeditiously, if applied for.

(Jay Sengupta, J.)