

09 02.01.2024
NB Ct. 14

WPA 24072 of 2023

Srabanti Misra
Vs.
The State of West Bengal & Ors.

Mr. Argha Banerjee,
Mr. Amarendra Chakraborty.
...for the petitioner.

Ms. Sonal Sinha,
Mr. Avishek Prasad.
....for the State.

Affidavit of service filed on behalf of the petitioner is taken on record.

It does not appear that all the private respondents could be served with notice.

Report filed on behalf of the State is also taken on record.

A copy of the same is handed over to the learned counsel for the petitioner.

Learned counsel appearing on behalf of the petitioner submits as follows. The private respondents forced the petitioner to sign on a blank paper and on the strength of it started to claim certain rights. They came to the petitioner, demanded Rs.30,00,000/- (Rupees Thirty Lakhs only) and on refusal, started torturing the petitioner and her family members. In a connected matter, this Court was pleased to grant relief to the petitioner and her husband.

Learned counsel appearing on behalf of the State relies on the report and submits as follows. There is a civil dispute pending between the private parties. There are also criminal

cases started by both the sides. The same are being investigated into. On the further allegation of the petitioner about atrocities committed by the private respondents, a proceeding has already been initiated under Section 107 of the Code.

It appears that a dispute exists between the private parties. In fact, criminal cases have been started by either of the sides.

Let the cases be taken to their logical conclusion by the Investigating Agency.

However, the police authorities shall keep a strict vigil at the locale, ensure that no breach of peace takes place and see to it that no order of a civil Court is violated.

No further order need be passed in this regard at this stage.

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

With these observations, the writ petition is disposed of.

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

(Jay Sengupta, J.)