

S/L 49
22.4.2024
Court No.14
SD

WPA 25972 of 2023

Sarbeswar Sahoo
Vs.
The State of West Bengal & Ors.

Mr. Gautam Banerjee
Mr. Sandip Kumar Mondal
Mr. Sumit Routh

...for the Petitioner.

Mr. Wasim Ahmed
Mr. M. Shehabuddin

...for the State.

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

Learned counsel appearing on behalf of the petitioner submits as follows. The private respondents had taken a loan of Rs.4 lakhs from the petitioner, but did not repay the same. Complaint was made to the police authorities, but no FIR was registered.

In the event the petitioner still believes that a cognizable offence is made out, he shall be at liberty to act in terms of the ratio laid down in Aleque Padamsee's case, (2007) 6 SCC 171.

Therefore, no further order need be passed.

With these observations, WPA 25972 of 2023 is disposed of.

Urgent photostat certified copy of this order be supplied to the parties, if applied for, as early as possible.

(Jay Sengupta, J.)