

Court No. 2
08.07.2024
Item No.8
dc.

IN THE HIGH COURT AT CALCUTTA
Circuit Bench At Jalpaiguri
Constitutional Writ Jurisdiction
Appellate Side

W.P.A. 385 of 2024

Sugam Enterprise
VS
The State of West Bengal & Ors.

Mr. Jayant Kumar Singh,
Mr. Prajwal Gurung
... for the petitioner.

Mr. Joyjit Choudhury, Ld. AAG.,
Mr. Momenur Rahman,
Mr. Nabankur Paul,
Mr. Anirban Banerjee
... for the State.

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

Learned AAG appearing for the State-
respondents submits that the penalty which was
imposed has been paid and consequently the vehicle
and areca nuts were released.

Learned advocate appearing for the petitioner
submits that he intends to contest the same.

Since the penalty has been paid and if there is
any remedy, the petitioner intends to exhaust, the
same should be done before the civil court.

So far as the present writ petition under Article
226 of the Constitution of India is concerned, the
cause of action do not survive in respect of the prayer
so advanced.

Accordingly, the writ petition being WPA 385 of 2024 is dismissed.

Pending connected application, if any, is consequently 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.)