

D/L 27
20.01.2025
Bpg.
ct.no.35

W.P.A.598 of 2025

**Kamalendra Singh & Anr.
Versus
The State of West Bengal & Ors.**

Mr. Shashwat Nayak
Mr. Souraty Nandy.
...for the petitioners.
Mr. Suman Sengupta
Ms. Amrita Panja Moulick.
...for the State-respondents.
Ms. Jayshree Saha.
...for the respondent no.7.

Affidavit-of-service filed by the petitioners be
kept with the record.

Petitioners are aggrieved by the fact that the
police authorities have not taken steps and in spite of
the specific directions passed by the civil court there
has been no attempt by the police authorities to
comply with the directions. I find that initially the
police authorities registered case being Phoolbagan
P.S. Case No.163 dated 28.11.2024. Subsequently,
the petitioners again complained in respect of the
certain act and action. Needless to state that earlier
on the basis of complaint of the petitioners, another
case being Phoolbagan P.S. Case No.37 dated
23.03.2024 was registered which included amongst
others accusations under Section 385 of the Indian
Penal Code.

Learned advocate for the private respondent no.7 submits that since the civil court is already in *seisin* of the matter, the present writ petition is not maintainable.

Having regard to the steps taken by the police authorities and that the investigation of the case is still in progress, I am of the view that the police authorities would put in their efforts for taking the investigation of the case to its logical conclusion. If the civil court passes any directions upon the police authorities, the police authorities would respect, obey and implement the order passed by the civil court.

With the aforesaid observations, WPA 598 of 2025 is disposed of.

There will be no order as to costs.

Report submitted by the State be kept with the record.

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

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

(Tirthankar Ghosh, J.)