

D/L31
18.03.2025
Bpg.
ct.no.35

W.P.A.5222 of 2025

**Imtaiyaz Md. @ Raja & Ors.
Versus
The State of West Bengal & Ors.**

Mr. Samson Francis Corerea
Mr. Tamal Singha Roy
Ms. Sneha Singh.
...for the petitioners.

Mr. Vimal Kumar Shahi
Ms. Pratiti Das.
...for the State-respondents.

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

I have considered the representation made by
the Alipore Bar Association against the respondent
no.7, who is the Officer-in-Charge, Ekbalpore Police
Station. I do not find any specific accusations being
made in respect of a particular incident and there are
bald allegations against the respondent no.7. The said
representation was addressed to all the higher
officials of the police administration.

Petitioners lastly pray that the petitioners
have been falsely implicated in criminal cases by
Ekbalpore Police Station. Truth or falsity of the
allegations at the stage of investigation cannot be
entertained by a court of law for quashing the
proceedings. Since the representation has been made

to the superior officer of police, it is for them to consider the representation. This Court will not invoke its powers under Article 226 of the Constitution of India for act and actions which are not substantiated in respect of steps taken by the police authorities.

With the aforesaid observations, WPA 5222 of 2025 is disposed of.

There will be no order as to costs.

Report so submitted be kept with the record.

Needless to state that since no affidavit has been called for, the allegations made in the writ petition are deemed not to have been admitted.

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.)