

16.04.2025
Court No. 35
Item No.12
Rakib

W.P.A. 6760 of 2025

Putul Sharma.
VS
The State of West Bengal & Ors.

Mr. Amitabha Ghosh,
Ms. Nabanita Chatterjee.
... for the Petitioner.
Mr. Ashim Kr. Ganguly,
Mr. Bellal Shaikh.
...for State.

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

Petitioner being aggrieved by non-execution return
of distress warrant in connection with Misc. Execution
Case no. 51/2024 which is pending before the learned
Judicial Magistrate, 2nd Court, Serampore, Hooghly has
approached this Court.

State has submitted a report. Report reflects that
on 03.04.2025 distress warrant has been executed and
four items were seized from the possession of respondent
no.4 i.e. Sandip Sharma at his residence under proper
seizure list in presence of witnesses and duly signed by
them.

To that effect police authorities are directed to
immediately submit the report before the learned Judicial
Magistrate, 2nd Court, Serampore, Hooghly. In case
private respondent again do not appear on 19.04.2025,
learned Magistrate would proceed to the next step for
execution of a warrant of arrest in connection with Misc.

Ex. Case no. 51/2024. In the alternative if the private respondent appears and deposits to the satisfaction of the Court, learned Court will be at liberty to exercise his discretion in accordance with law.

With the aforesaid observations WPA 6760 of 2025 is disposed of.

Report so submitted by the State be kept with the record.

A copy of the report be handed over to the learned advocate appearing for the petitioner.

State is directed to immediately communicate this order to the Inspector-in-Charge, Dankuni Police Station for taking necessary and appropriate action.

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.)