

22.07.2025
Court No. 35
D/L. No.20
Rakib

W.P.A. 11436 of 2025

**XX
VS**

The State of West Bengal & Ors.

Mr. Rishabh Ahmed Khan
Mr. Aman T.

...for the Petitioner.

Mr. Ansar Mondal, AGP,
Ms. Srilekha Bhattacharyya
...for the State.

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

Petitioner is aggrieved regarding the outcome of
the investigation arising out of Narendrapur Police
Station case no. 150/25. Petitioner's main grievance is
that all the sridhan articles were not recovered
particularly, the jewelleries. To that effect the
representation was submitted before the police
authorities on May, 2025 and according to the petitioner
ignoring the same the police authorities submitted
charge-sheet before the jurisdictional Court.

State has submitted a report. Report reflects that
the police authorities on conclusion of investigation
submitted charge-sheet under Section 85/316(2)/117(2)
of the BNS, 3/4 of D.P. Act and Section 6 of the POCSO
Act against Manoj Shaw, while under the relevant
provisions of BNS and D.P. Act charge-sheet has been
submitted against Bhola Shaw, Urmila Devi, Rakesh
Shaw, Rupa Shaw and Manvi Shaw @ Jyoti Devi.

Having considered that the charge-sheet was submitted on or about 23.04.2025 before the jurisdictional Court, I am of the opinion if the petitioner is aggrieved regarding the act and action of the police authorities, petitioner should approach the jurisdictional Court which has taken cognizance of the offence. The representation to the police authorities were unwarranted in view of the fact that the Court of law is already in seisin of the issue. Since Section 193(9) of the BNSS provide ample opportunity to the petitioner to redress the grievance, I direct the petitioner to approach the learned Special Court in seisin of the issue. Learned Special Court will assess and ascertain regarding the genuinity of the grievance of the petitioner and pass necessary directions as he deems fit and proper.

With the aforesaid observations WPA 11436 of 2025 is disposed of.

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

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

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.)