

06.02.2025
Court No. 35

Item No.96
Rakib

W.P.A. 11963 of 2023
With
CAN 1 of 2024

Smt. Papiya Mahanta
VS
The State of West Bengal & Ors.

Mr. Gunjan Kumar Singh,
Ms. Sweta Singh,
Mr. Manoj Kumar,
Ms. Rima Mondal.

... for the Petitioner.

Mr. Sankar Biswas,
Ms. Ananya Adhikary.

... for Respondent nos. 4 to 8

Mr. Rajarshi Basak,
Mr. Ananda Dulal Sarkar.

... for the State.

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

Petitioner approach this Court at a stage when
the investigation of Jagaddal Police Station case
no.166/22 dated 08.03.2022 was in progress.

Subsequently, it has been informed on behalf
of the State that a report under Section 173 of BNSS,
2023 was submitted before the Jurisdictional Court
on 27th February, 2024. The finding of the
investigating authority in the final report so submitted
is debatable. Petitioner intends to challenge the same
before the jurisdictional Court concerned. In view of
the statutory provisions available under Section
173(8) of the BNSS, 2023, petitioner will canvass his

grievance before the Jurisdictional Court, if such an application is filed the learned Magistrate will put in efforts so that within a period of 60 days the same is disposed of.

With the aforesaid observations WPA 11963 of 2023 along with CAN 1 of 2024 is disposed of.

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.)