

D/L 7
28.07.2025
ct.no.35
Kausik

W.P.A. 14367 of 2025

**Subhojit Roy
Versus
The State of West Bengal & Ors.**

Mr. Aranya Saha
Mr. Sankhasuvra Roy

...for the Petitioner.

Mr. Siddhartha Sarkar

...for the respondent nos. 11 to 13.

Mr. Suman Ghosh
Mr. Kanak Kiran Bandyopadhyay

...for the State.

Affidavit of service filed be kept with the
record.

Petitioner is aggrieved by the fact that in
spite of receipt of the information and registering
cases being Habra PS Case No. 81/2025 dated
22.02.2025 and Habra PS Case No. 269/2025 dated
07.07.2025, no effective steps have been taken by
the police authorities.

Petitioner's grievance is that in spite of
informing that the accused persons are involved in
connection with offences under the Arms Act, the
provisions have not been incorporated.

Be that as it may, State has submitted a report. Report reflects that in the latter case provisions of the Arms Act have been incorporated.

In view of the present provisions of the BNSS, 2023 so far as the case is concerned, more than 3 months have passed. Accordingly, after 90 days the progress of the investigation is to be informed to the defacto complainant. Police authorities would ensure that such a progress report regarding the steps taken be handed over to the defacto complainant. In case such a progress report is not submitted the defacto complainant would file an application before the jurisdictional court. The jurisdictional court would pass necessary orders adhering to the provisions of law.

Learned advocate for the respondent nos. 11 to 13 submits that so far as the case is concerned, they have already appeared before the Court and have been released on bail.

Having regard to the steps taken by the police authorities and the plight expressed by the petitioner, I am of the view that since the second case has already been registered, the agony of the petitioner has been addressed. However, the petitioner's allegation so far as the withdrawal of the case is concerned if such an event is repeated

petitioner will take out appropriate application before the jurisdictional court which would then direct the Superior Officer to conduct an enquiry.

With the aforesaid observations WPA 14367 of 2025 is disposed of.

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

(Tirthankar Ghosh, J.)