

29.07.2025
Item No.23
Ct. No.35
dc.

W.P.A. 15584 of 2025

**Ashit Kumar Dey
versus
The State of West Bengal & Ors.**

Mr. Indrajeet Dasgupta,
Mr. Gourab Maiti ... For the Petitioner.

Mr. Amitabrata Roy, Ld. G.P.,
Mr. Debapriya Chatterjee ... For the State.

Mr. Sanjib Kumar Mukhopadhyay,
Ms. Prama Roy,
Ms. Nargish Parveen ... For the Respondent Nos.4 & 5.

Affidavit-of-service filed in Court today be
kept with the record.

The petitioner is aggrieved by the fact that in
spite of Belghoria Police Station Case No.534 of
2022 has been registered on 22.10.2022, no steps
have been taken by the police authorities.

On the other hand, learned advocate
appearing for the State has produced the case diary
and drawn the attention of the Court to the fact
that on 30th November, 2024, the final report has
been submitted with a specific contention that the
subject-matter of the case is a civil dispute.

Learned advocate appearing for the private
respondent nos. 4 and 5 opposes the contentions in
the writ petition and submits that the conclusion
arrived at by the police authorities are in
consonance with the provisions of the law.

Since the final report has been submitted and the petitioner claims that he was not notified regarding the outcome of the investigation, as such he could not address the issue of his dissatisfaction before the jurisdictional court. I direct the police authorities to issue a fresh notice, even if they have earlier issued a notice, informing the outcome of the investigation to the present petitioner who has set the law into motion.

Petitioner, if he is aggrieved, he would approach the jurisdictional court for necessary remedies. The jurisdictional court would, in case any application is filed, dispose of the same within a period of 60 days.

Needless to state that this Court has not entered into the merits of the case and it would be for the learned Magistrate in seisin of Belghoria Police Station Case No. 534 of 2022 to independently consider the further prayers which are being advanced before him.

With the aforesaid observations, the writ petition being WPA 15584 of 2025 is disposed of.

There will be no order as to costs.

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.)