

Sl.No. 27.03.2025
6
Court
No. 35
G.S.Das

WPA 18191 of 2022

Sampa Saha
-Vs-
The State of West Bengal & Ors.

Mr. Bibek Jyoti Basu
Mr. Uttam Kr. De
Mr. Debjyoti Kar
... for the Petitioner(s)

Mr. Santanu Kumar Mitra, Id. Sr. Govt. Adv.
Ms. Anandamoni Ghosh
... for the State-respondent(s)

Mr. Dipankar Mandal
... for the private respondent nos.5-7

The writ petition was filed in the year 2022; complaint was lodged in the year 2022 and the report of the Officer-in-charge of Topsia Police Station is of 09.11.2022.

The report reflects that so far as the information furnished by the petitioner regarding transfer of the amount from the bank, the same were for online video game at the behest of the petitioner's son and his friend (acquaintance).

Both parties sat for a settlement

but entered into a scuffle and received injuries, consequent to which Topsia P.S. Case No. 85 dated 01.07.2022 was registered for investigation under Sections 324/114 of the IPC.

So far as the transactions are concerned, the Officer-in-charge of Topsia Police Station has contended that the information of the Cyber Police Station was to the extent that the nature of the dispute do not fall under the purview of Information & Technology Act, 2000.

Having considered the submissions of the learned advocate for the petitioner and the State, I am of the view that substantial time has passed in the meantime; the petitioner is aggrieved by the inaction of the police authorities and, no exceptional circumstance has cropped up and/or created in the writ petition to invoke the jurisdiction under Article 226 of the Constitution of India. However, the petitioner, if so advised, can avail the

efficacious alternative remedy available
under the regular statute.

With the aforesaid observations,
WPA 18191 of 2022 is disposed of.

Pending application(s), if any, is
also disposed of.

Report so submitted be kept with
the record. Copies of the report be
circulated amongst the parties.

Parties to act on a server copy of this
order duly collected from the official website of the
Hon'ble High Court, Calcutta.

(Tirthankar Ghosh, J.)

