

Ct.No.1 D/L 11.12.2025
Saikat 18
Mukherjee

MAT/1294/2021
with
CAN/1/2021
MOUSUMI MONDAL
VS.
STATE OF WEST BENGAL AND ORS.

Per, **Sujoy Paul, ACJ.**

1. None for the appellant even in the pass-over round.
2. None for the respondents as well.
3. The grievance of petitioner before learned Single Judge was that police has not incorporated vital sections while registering FIR against the private respondent. The Writ Court was examining the question of registration of FIR under correct section. Essentially, the Writ Court was examining the penal provisions in the said writ application.
4. In view of the judgment of the Hon'ble Supreme Court in ***Ram Kishan Fauji vs. State of Haryana & Ors.*** reported in **2017(5) SCC 533**, the intra-court appeal is not maintainable against such order.
5. Resultantly, the appeal is **dismissed**.
6. With dismissal of the instant appeal, **CAN/1/2021** is also **dismissed**.
7. No order as to costs.

(SUJOY PAUL, ACJ.)

(PARTHA SARATHI SEN, J.)