

D/L 26
09.09.2025
Bpg.
ct.no.35

W.P.A.19106 of 2025

**Abdul Sattar
Versus
The State of West Bengal & ors.**

Mr. Sayantan Hazra.
...for the petitioner.

Mr. Dipankar Bose
Mr. Soumyadiup Chakraborty.
...for the State-respondents.

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

Petitioner has approached this Court for
defreezing of the account.

Report submitted by the Inspector-in-Charge,
Cyber Crime Police Station, Hooghly Rural Police
District reflects that a criminal case being Cyber
Crime Police Station Case No.09 of 2024 dated
14.11.2024 is pending before the jurisdictional
Magistrate being the learned ACJM, Chandannagar.

Having considered that the police report
reflects relating to diversion of funds, petitioner is
directed to approach the jurisdictional Magistrate
with necessary prayers since the investigation of the
case is in progress and the jurisdictional court is in
seisin of the issue. There is an alternative and
statutory remedy which is available under the

provisions of BNSS. In case the petitioner prefers an application, learned Magistrate will call for a report from the investigating officer of the case and thereafter independently take a decision without being influenced by any observations made by this Court.

With the aforesaid observations, WPA 19106 of 2025 is disposed of.

There will be no order as to costs.

Report so submitted be kept with the record.

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

Urgent photostat certified copies of this order, if applied for, be given to the parties upon compliance of all requisite formalities.

(Tirthankar Ghosh, J.)