

18.09.2025
Item No.68
Ct. No.35
dc.

W.P.A. 21772 of 2025

**Profectus Capital Private Limited
versus
The State of West Bengal & Ors.**

Mr. Satadru Lahiri,
Mr. Biswaroop Ghosh,
Mr. Deep Bairagi,
Ms. Sonia Mukherjee ... For the Petitioner.

Mr. Amitabrata Roy, ld. GP,
Mr. Dipanjan Datta,
Mr. Sayan Datta ... For the State.

Mr. Sanjib Kumar Mal,
Mr. Atanu Roychowdhuri,
Mr. Pushan Majumdar ... For the Respondent Nos.6 to 9.

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

Report submitted by the learned advocate
appearing for the State be also kept with the record.

Petitioner is aggrieved by the fact that in spite
of several representations being furnished with the
Baruipur Police Station, no steps have been taken.

State has submitted a report which reflects
that Baruipur P.S. Case No. 1798 of 2025 dated
17.09.2025 has been registered for investigation
particularly, with regard to the allegations of private
respondents along with other unknown miscreants
forcefully entering into the mortgaged property and
trying to change the nature and character of the
property including assaulting the security guards of
the said property.

Learned advocate appearing for the private
respondent nos. 6 to 9 challenges the

maintainability of the writ petition and submits that Bombay High Court is in seisin of the issue.

Be that as it may, since this Court is only concerned about any police action or overaction and report of the State reflects that a case has already been registered in respect of the information so furnished, I am of the opinion that the State in such circumstances would take the investigation of the case to its logical conclusion.

So far as the other issues are concerned, the appropriate forum would adjudicate on the same, if there has been any violation of the civil consequences so far as the property is concerned.

Since the police case has been registered, police would ensure that there is no violation of law and order.

With the aforesaid observations, the writ petition being WPA 21772 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.)