

15.01.2025
Item No.61
Ct. No.35
dc.

W.P.A. 30475 of 2024

**Hiru Mandi
versus
State of West Bengal & Ors.**

Mr. Amit Ranjan Pati,
Ms. Swastika Chowdhury ... For the Petitioner.

Mr. Rajarshi Basu,
Mr. Ananda Dulal Sarkar ... For the State.

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

The grievance of the petitioner is that
although Kotwali Police Station Case No. 444/2024
dated 14.11.2024 has been registered for
investigation under the relevant provisions of BNS
2023 and the provisions of SC and ST (Prevention
of Atrocities) Act, 1989, but the police authorities
are yet to seize the caste certificate as also the
relevant documents which are in custody of the
present petitioner. The petitioner as such is
aggrieved by the mode and manner in which the
investigation of the case is progressing.

Learned advocate appearing for the State
submits that effective steps are being taken by the
police authorities.

In view of the contentions advanced by the
petitioner, I direct that in case the investigating
officer who is a superior officer of police has not
effected seizure in respect of the documents which
are in custody of the petitioner for *prima facie*

establishing a case under the relevant provisions of SC and ST (Prevention of Atrocities) Act, 1989, the same if it is handed over to the police authorities be accepted by way of proper seizures. The police authorities having regard to the Special Act would take necessary effective measures for logically concluding the case as effectively as possible.

With the aforesaid observations, the writ petition being WPA 30475 of 2024 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.)