

February 25, 2026
(31) ARDR

WPA 10939 of 2025

Rabindranath Naskar @ Rabindra Nath Naskar @
Subodh Naskar @ Subodh
Vs.
The State of West Bengal & ors.

Adv. Soumya Nag,
Adv. Aditya Tiwari,

...for the petitioner.

Adv. Swapan Banerjee,
Adv. Tanmay Kumar Ghosh,
Adv. Himangshu Ghosh,

...for the State.

The petitioner alleges that he has been framed in both the cases pending against him. Nodakhali Police Station case no. 495 of 2024 was registered under Section 20(C) of the NDPS Act against one Sk Nur Ilahi. The petitioner was not named in the FIR. Subsequently another FIR being Nodakhali Police Station case no. 41 of 2025 dated 25th January, 2025 was registered wherein also, the petitioner was not named in the FIR. The petitioner's name transpired in the subsequent case from the statement of the co accused and he was implicated and taken into custody. In the earlier case under the NDPS Act, the Investigating officer sought jail interrogation of the accused and upon completion of the same, the petitioner was arrested in the case as an accused and shown as arrested. He has no nexus with either of the cases and has been falsely implicated. The petitioner seeks necessary steps against the police officer who falsely implicated him, transfer of investigation to the Narcotics Control Bureau,

Kolkata and monitoring of such investigation by a superior police officer.

Learned counsel for the State submits that charge sheet has been submitted in the earlier case and trial is at its fag end. Two more witnesses are remaining to be examined.

In view of the fact that the trial of the NDPS Act is on the verge of completion and substantial evidence has been recorded, this Court does not wish to intervene in the trial of the case. The question of transfer of investigation or monitoring of investigation of the case which is at a mature stage does not arise. However, the petitioner shall be at liberty to ventilate his grievance before the learned trial Court at the appropriate stage of trial.

The writ petition is accordingly disposed of.

There shall however, be no order as to costs.

Since no affidavit is invited, the allegations contained in the petition are deemed not to have been admitted.

Urgent certified website copy of this order, if applied for, be supplied to the parties upon compliance with all requisite formalities.

(Suvra Ghosh, J.)