19.02.2026
Item No.21
Ct. No.1
KS

M.A.T. 1749 of 2025
With
I.A. No. CAN 1 of 2025

Safik Laskar @ Safiqul Laskar @ Pintu & Ors.
Vs.
The State of West Bengal & Ors.

Mr. Sudipto Moitra, Sr. Adv.
Mr. Vijay Verma
Mr. Rohan Naiya
Mr. Dwaipayan Biswas
…..For the Appellants
Mr. Kishore Datta, Ld. A.G.
Mr. Swapan Banerjee, Ld. A.G.P.
Ms. Sumita Shaw
Mr. Diptendu Narayan Banerjee
Ms. Asmita Chakraborty
Mr. Soumen Chatterjee
…..For the State
Mr. Rajdeep Mazumder, Ld. D.S.G.I.
Mrs. Arushi Rathore
…..For the U.O.I.

PER, SUJOY PAUL, CJ.:

1. Parties are represented through their respective learned counsels.

2. With the consent of parties, this matter is de-tagged with other connected matters.

3. In this intra-Court appeal, the subject-matter of challenge is the judgment of learned Single Judge dated 22.09.2025

passed in W.P.A. No.20911 of 2025. The appellants/writ petitioners assailed the impugned order dated 25.08.2025 and impugned notice dated 26.08.2025 before learned Single Judge in the writ proceeding. The writ petition was dismissed. After dismissal of the writ petition by order dated 22.09.2025, the competent authority and the Administrator in exercise of power under Section 68-F(2) of the N.D.P.S. Act, 1985 passed the confirmation order. The writ petitioners have admittedly preferred an appeal against the said order.

4. Learned counsel for the appellants fairly submits that although the said appeal is pending and if he succeeds in this appeal, the entire objectionable things will be wiped out, he prayed for entertaining this appeal for deciding it on its own merit. We do not see any merit in the said prayer because on a specific query from the Bench, learned

counsel for the appellants fairly admitted that if he succeeds in the said appeal pending against the confirmation order dated 23.09.2025, everything against him will be wiped out. Thus, we deem it proper to dispose of this appeal with the following observation:

(i) The appellants may file a stay application before the learned appellate authority in the pending appeal;

(ii) If such stay application is preferred, learned appellate authority shall decide it expeditiously but, not beyond 15 days after putting the other side to notice;

(iii) The appellate authority shall endeavour to decide the appeal also expeditiously on its own merits without getting influenced by the

impugned order of learned Single Judge passed in W.P.A. 20911 of 2025.

5. With the aforesaid and without expressing any opinion on merits, this intra-Court appeal is disposed of.

6. Urgent photostat certified copy of this order, if applied for, be furnished to the parties expeditiously upon compliance of all legal formalities.

(SUJOY PAUL, CJ.)

(PARTHA SARATHI SEN, J.)