S/L 3
01.10.2026
Court. No. 25
suvayan

WPA 26647 of 2026

Ajay Das
Vs.
The State of West Bengal & Ors.

Ms. Semantika Ghosh
Mr. Sahadat Ali
Ms. Soujanya Pattanayak

...for the petitioner.

Mr. D. N. Roy, Ld. G.P.
Mr. Srijib Chakraborty
Mr. Argha Chatterjee

...for the State.

1. The affidavit-of-service filed by the petitioner and the report submitted by the State be kept with the record.

2. The petitioner has filed the present writ application praying for a direction upon the Child Welfare Committee for handing over the minor child to the petitioner who is the biological father. The petitioner submits that on June 7, 2026 the child was taken by the Child Welfare Committee and since then the Child Welfare Committee is not allowing the petitioner to see the child and to meet the child.

3. When the matter is taken up of hearing today, learned counsel for the petitioner submits that on September 29, 2026 the Child Welfare Committee has returned the child to Sri Bijoy Das and Smt. Krishna Das who are the paternal uncle and aunt of the minor child declaring that they are the 'fit persons' to take care of the minor child. Form 44 by which child is handed over to paternal uncle and aunt is kept with record.

4. Learned counsel for the petitioner submits that as the Child Welfare Committee has already handed over the

child to the paternal uncle and aunt of the minor child and as such they have grievance further against the Child Welfare Committee and they are satisfied that the Child Welfare Committee has handed over the child to the paternal uncle and aunt.

5. Learned counsel appearing for the State has submitted the report and submits that on June 7, 2026 the Rabindra Sarobar Police Station received an information that one person in a drunken condition along with his minor daughter had been surrounded by some local people and there was an hue and cry. The minor child along with the drunken person was brought to the police station and subsequently, the child was handed over to the Child Welfare Committee.

6. Subsequently, the Child Welfare Committee has conducted an enquiry and after completion of the enquiry and considering the circumstances, the Child Welfare Committee has handed over the minor child to her paternal uncle and aunt on June 29, 2026 by passing appropriate order.

7. Considering the circumstances, this Court finds that the child has already been handed over by the Child Welfare Committee to her paternal uncle and aunt and the petitioner has also satisfied that the child has been handed over to the paternal uncle and aunt, thus, no further order is required to the present writ petition.

8. WPA 26647 of 2026 is disposed of.

9. Urgent photostat certified copies of this order, if applied for, be supplied to the parties upon compliance with all the necessary formalities.

(Krishna Rao, J.)