30. 08.10.2026
(D/L) CT. NO. 05
(ARPAN-A.R.CT.)

# In The High Court at Calcutta

CONSTITUTIONAL WRIT JURISDICTION
(Appellate Side)

## W.P.A. 26949 OF 2026

**SUBIDALI DHALI**
**VS.**
**THE STATE OF WEST BENGAL AND OTHERS**

.....

Mr. Soumya Nag, Adv.
Mr. Rajdeep Sengupta, Adv.
Ms. Sampriti Saha, Adv.

... *For Petitioner*

Mr. Rajdeep Mazumder, AAG
Ms. Reshmi Ghosh, Adv.
Mr. Milind Mohul Ghosh, Adv.

... *For State*

1. Affidavit-of-service filed on behalf of petitioner is taken on record.

2. By presenting this writ petition, *inter alia*, petitioner has prayed for direction upon concerned police authority to provide protection and assistance which would permit petitioner to return back to his own residence which situates under the jurisdiction of Gosaba Police Station, South 24 Parganas.

3. Mr. Soumya Nag, learned Advocate representing petitioner submits that in several criminal prosecutions petitioner is arraigned wherein different allegations are made. It is also contended that petitioner was enlarged on bail and in connection with one criminal prosecution a co-ordinate Bench *vide* order dated 11th August, 2026 passed in a criminal revisional application being *CRR 3372 of 2026* granted interim protection thereby directing investigating agency not to take coercive steps against petitioner.

4. Order of this Court dated 9th June, 2026 passed on a writ petition being *WPA 11206 of 2026* is also brought to the notice of this Court whereby concerned police

authority was directed to intimate petitioner about criminal prosecutions pending against him. It is submitted on behalf of petitioner that a list of criminal prosecutions subsisting against petitioner at the material point of time was forwarded to him pursuant to the order dated 9th June, 2026.

5. Case of permitting petitioner to return to his residence and stay there as prayed for in this writ petition is supported by a representation dated 8th May, 2026 made by petitioner before the concerned police authority wherein it was alleged that petitioner was driven out of his residence and request was made so that petitioner can return back to his residence with the assistance of police authority and reside there.

6. State respondents are represented by Mr. Rajdeep Mazumder, learned Additional Advocate General who has submitted that several criminal prosecutions are pending against petitioner and allegations are serious in nature requiring thorough investigation. It is further submitted that investigation is going on.

7. Considering the prayer made in this writ petition thereby permitting petitioner to return back to his residence and stay there, which falls under the jurisdiction of Gosaba Police Station, this Court is not required to delve into the allegations made against petitioner in connection with pending criminal prosecutions. Moreover it is demonstrated before this Court that petitioner was enlarged on bail and in connection with one of the criminal prosecutions a co-ordinate Bench granted interim protection to the petitioner *vide* order dated 11th August, 2026 while entertaining criminal revisional application being *CRR 3372 of 2026*.

8. In aforesaid conspectus, Inspector-in-Charge, Gosaba Police Station being additional respondent is directed to provide necessary protection and assistance to the petitioner so that petitioner can return back to his residence and stay there without any hindrance.

9. Petitioner shall intimate Inspector-in-Charge, Gosaba Police Station seven (7) days in advance disclosing the date from which petitioner would like to stay at his residence and accordingly protection shall be provided to him.

10. However, it is made clear that this order shall not have any bearing on the criminal prosecutions pending against petitioner and concerned investigating authorities are at liberty to take steps in connection with those pending criminal prosecutions, in accordance with law.

11. Leave is granted to the learned advocate representing petitioner to amend the cause title of this writ petition and array Inspector-in-Charge, Gosaba Police Station as additional respondent by tomorrow, 9th October, 2026. However, service of notice upon additional respondent stands dispensed with since State respondents are represented by learned Additional Advocate General.

12. Writ petition stands disposed of.

13. Parties to act on the server copy of this order duly downloaded from the official website of this court.

**(SAUGATA BHATTACHARYYA, J.)**