AD 446
April 28, 2025
Ct. 28
SG

CRR 814 of 2025

In the matter of:
The State of West Bengal
... petitioner

Mr. Debasish Roy, ld. PP
Ms. Rajnandini Das
... for the State.

Learned Public Prosecutor representing the State submits that the concerned BDO learnt about wrong recording of entries as beneficiaries under the 'Banglar Bari Gramin Yojona.' Primarily, the persons who went to conduct the survey, were responsible for deliberately making wrong entries so that benefits could be given to the undeserving. He sent an e-mail, which was treated as FIR. Some of the accused confessed of the crime. Investigation is going on. For whatever extraneous reasons, the learned trial court was not happy with the progress of investigation and kept on passing orders in this regard. Although the learned Magistrate finally granted bail to a prime accused, he asked the Superintendent of Police and other officers to show-cause for the alleged scant regard to the directions passed by the Court. Instead the learned court could have monitored the investigation in terms of the ratio laid down in *Sakiri Vasu vs. The State of Uttar Pradesh*, reported at *AIR 2008 SC 907.*

Let the petitioner serve copy of the application upon the opposite party by speed post with A/D within a week from this date and affidavit of service shall be filed on the next date.

List this matter for further consideration under the heading “To Be Mentioned” on 20.05.2025.

The order dated 06.02.2025 shall remain stayed so far as the direction upon the Superintendent of Police, Bongaon Police District to submit a written explanation is concerned till 23.05.2025.

In the meantime, let the investigation of the case be done by a DSP of the Police District to be nominated by the DGP. The investigation shall be conducted under the direct supervision of the concerned SP.

A report along with memo of evidence be filed on the next date.

The State shall also produce the case diary on the next date.

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

(Jay Sengupta, J.)