

D/L48
08.04.2024
Bpg.

C.R.R.1023 of 2024

Dr. Deepak Shankar Ray and another
Versus
The State of West Bengal and another

Ms. Malabika Saha.
...for the petitioners.

Ms. Sanjukta Samanta.
... complainant/opposite party no.2.
- in person

Mr. Debasish Roy, Ld. P.P.
Mr. Arijit Ganguly
Ms. Subhasree Patel.
...for the State.

Mr. Debasish Roy, learned Public Prosecutor appearing for the State submits that State would take up all the investigations for being investigated by the CID, West Bengal. However, it is the prerogative of the State at this stage as the de facto complainant has expressed her apprehension as she has complained to different dignitaries in respect of this Court.

Targeting the Courts are a soft option as has been settled in several judgments of the Hon'ble Supreme Court and Article 219 of the Constitution of India states that court of law is supposed to act without any fear or favour. A professional having claimed herself to be a victim of sexual assault has raised issues not only in respect of this Court but also in respect of four other senior Judges of this Court. There cannot be any issue regarding the Court to proceed with the present case as the only issue which was expressed is that all the cases of Chatterjeehat Police Station in between the selfsame

parties are to be transmitted to the CID or any Women Grievance Cell connected with the CID so that under the same umbrella investigation and in respect of different cases could be conducted. However, having regard to the attitude and approach of the de facto complainant and for preserving the sobriety of the judicial system, I intend to leave the matter to the Hon'ble Chief Justice of this Court for deciding the issue.

Let the matter go out of the list and be placed before the Hon'ble Chief Justice for assignment.

All parties shall act on the server copy of this order duly downloaded from the official website of this Court.

(Tirthankar Ghosh, J.)