

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
(Appellate Side)

W.P.A. 7519 OF 2026

BIRENDRA NATH NASKAR
VS.
THE STATE OF WEST BENGAL AND OTHERS

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Mr. Avishek Prasad, Adv.
Ms. Ankita Dey, Adv.
Mr. Rabindra Kumar Pathak, Adv.
...for the Petitioner

Mr. Sandip Mandal, Adv.
Mr. Abdus Salam, Adv.
...for the State

1. Affidavit-of-service filed on behalf of the petitioner is taken on record.
2. Matter is taken up for consideration in presence of the learned advocates representing the petitioner and the State respondents.
3. However, in spite of service of notice private respondents are not represented today.
4. Petitioner submits that previously a writ petition was filed being WPA 21400 of 2025, which was disposed of by a co-ordinate Bench on 19th September, 2025 directing the Officer-in-Charge, Magrahat Police Station, Diamond Harbour Police District being respondent no.3 to continue surveillance and ensure that no breach of peace takes place and/ or the situation is not blown out of proportion.
5. It is further submitted on behalf of the petitioner that in spite of such order passed by the High Court on 19th September, 2025, subsequently, petitioner was

physically assaulted by the private respondents which compelled the petitioner to lodge a complaint on 27th January, 2026 with the concerned police authorities. However, concerned police authorities are not taking steps by which untoward incidents can be averted.

6. Today, learned advocate representing the State respondents has filed photocopy of a communication dated 8th April, 2026 of respondent no.3 and same is taken on record.
7. However, same appears to be not in proper form and a mere copy of the communication dated 8th April, 2026 is produced before this Court.
8. In view of the case made out in this writ petition and taking note of the observation made by the co-ordinate Bench in the previous order dated 19th September, 2025, respondent no.3 is directed to cause an enquiry and submit a detailed report before this Court on the next date.
9. List the matter under the same heading for further consideration on 6th May, 2026.
10. Learned advocate for the petitioner is directed to serve another notice enclosing copy of the order passed today upon the non-appearing respondents by seven (7) days from date and file further affidavit-of-service.

(SAUGATA BHATTACHARYYA, J.)