

07.11.2024

Sl. No. 40

Ct. No. 35

Srimanta

WPA/26604/2024

Bentin Khan

-Vs.-

The State of West Bengal & Ors.

Mr. Bikash Ranjan Bhattacharyya,
Mr. Samim Ahammed,
Mr. Arka Maiti,
Mr. Purbayan Chakraborty,
Mr. Diptanshu Kar,
Ms. Saboni Bhattacharya,
Mr. najimuddin Siddiqui,
Ms. Ambiya Khatoon,
Ms. Gulsanwara Pervin
Mr. Enamul Islam

...for the petitioner.

Mr. Amitesh Banerjee,
Mr. Dipanjan Datta,
Mr. Sayan Datta

...for the State.

The petitioner complains that he has been victimized as he had been a protester for a larger cause for which against him Hare Street Police Station Case No. 270 dated 16.10.2024 was registered for investigation. I have considered the contents of the letter of complaint which is the genesis of registration of the FIR.

Mr. Banerjee, learned Senior Standing Counsel appearing on behalf of the State vehemently opposes and contends the nature of language which has been used for abusing a responsible lady police officer.

I have considered the contents of the complaint and on an assessment I am of the view, that the

custodial detention of the petitioner may not be necessary for the time being till interrogation is complete.

As such, I direct that no coercive step be taken against the petitioner.

However, the Advocate-on-record of the writ petition will furnish the email address of the petitioner to the learned Advocate appearing on behalf of the State. State would by way of mail serve notice upon the petitioner. Petitioner will at the specified time and date make himself available in the virtual mode for being interrogated.

State would file their affidavit-in-opposition within a period of six weeks from date. Affidavit-in-reply, if any, be filed four weeks thereafter.

List the writ petition in the second week of January, 2025 under the heading 'Contested Application'.

(Tirthankar Ghosh, J.)