

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

WPA 11372 of 2018

Date of decision:-12.08.2021

Kaberi Sur

...Petitioner

-versus-

Union of India and others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL, CHIEF JUSTICE (ACTING)

HON'BLE MR. JUSTICE RAJARSHI BHARADWAJ

Present:- M/s. Prasanta Kumar Dutt,
Susanta Kumar Dutt and
Syamantak Banerjee, Advocates (Through VC)
..for SEBI

Mr. Arup Bhattacharyya, Advocate (Through VC)
..for the Company.

M/s. Amitesh Banerjee with
Tulshidas Roy, Advocates (Through VC)
..for the State.

Mr. Sumitra Das, Advocate (Present in Court)
..for CBI.

ORDER

1. This order will dispose of a bunch of petitions bearing Nos.
 - i. WPA/5913/2017 (ARUP RANJAN GHOSH & ORS VS UNION OF INDIA & ORS)
 - ii. WPA/21868/2017 (GOLAM MURTOZA vs UNION OF INDIA & ORS)

- iii. WPA/23615/2017 (TAPAN MANDAL vs THE CENTRAL BUREAU OF INVESTIGATION & ORS)
- iv. WPA/1352/2018 (ANUP BURMAN & ORS vs STATE OF WEST BENGAL & ORS)
- v. WPA/2219/2018 (ARJUN KUMAR MANDAL & ORS vs UNION OF INDIA & ORS)
- vi. WPA/4756/2018 (SUSIL KUMAR DAS & ORS vs UNION OF INDIA & ORS)
- vii. WPA/6801/2018 (SUBODH KUMAR BASAK vs UNION OF INDIA & ORS)
- viii. WPA/7773/2018 (ANARUL ALI SK. @ SHAIKH & ORS vs STATE OF WEST BENGAL & ORS)
- ix. WPA/9732/2018 (SAMBHUNATH MAJHI vs UNION OF INDIA & ORS)
- x. WPA/12984/2018 (AVIJIT MAITI & ORS vs UNION OF INDIA & ORS)
- xi. WPA/12991/2018 (PRANAB KUMAR BHANJA & ORS vs UNION OF INDIA & ORS)
- xii. WPA/18205/2018 (BANIBRATO ROY vs UNION OF INDIA & ORS)
- xiii. WPA/23015/2018 (SUPRAVATH PAUL vs UNION OF INDIA & ORS)
- xiv. WPA/23615/2018 (BIDHAN GHORAI & ORS vs UNION OF INDIA & ORS)
- xv. WPA/24283/2018 (SUMANJIT DEY vs UNION OF INDIA & ORS)
- xvi. WPA/24583/2018 (RANJAN MANNA @ RANJAN KUMAR MANNA & ORS vs UNION OF INDIA & ORS)
- xvii. WPA/26223/2018 (AMIT KUMAR DAS & ORS vs UNION OF INDIA & ORS)
- xviii. WPA/206/2019 (SK. MOHAMMAD RAFIQUE & ORS vs UNION OF INDIA & ORS)

- xix. WPA/208/2019 (ASHOK RUJ & ORS vs UNION OF INDIA & ORS)
- xx. WPA/209/2019 (SK. ATAHAR ALI & ORS vs UNION OF INDIA & ORS)
- xxi. WPA/234/2019 (DHIRAJ MONDAL & ORS vs UNION OF INDIA & ORS)
- xxii. WPA/3586/2019 (SRIKANTA JANA & ORS. vs UNION OF INDIA & ORS.)
- xxiii. WPA/3587/2019 (TAPAS SAMANTA & ORS vs UNION OF INDIA & ORS)
- xxiv. WPA/3588/2019 (LAKSHMI KANTA JANA & ORS. vs UNION OF INDIA & ORS.)
- xxv. WPA/5061/2019 (NASRAT PARVIN & ORS vs UNION OF INDIA & ORS)
- xxvi. WPA/5062/2019 (SK SAMSUDDIN AHAMED & ORS vs UNION OF INDIA & ORS)
- xxvii. WPA/5194/2019 (MD. JALAL & ORS vs UNION OF INDIA & ORS)
- xxviii. WPA/6538/2019 (SAURENDRA NATH SEN vs UNION OF INDIA & ORS)
- xxix. WPA/6554/2019 (MANJU SEN vs UNION OF INDIA & ORS)
- xxx. WPA/7935/2019 (DIPAK MUKHERJEE vs STATE OF WEST BENGAL & ORS)
- xxxi. WPA/13730/2019 (ARPITA SARKAR vs UNION OF INDIA & ORS)
- xxxii. WPA/20011/2019 (TAPAN KUMAR SASMAL & ORS vs UNION OF INDIA & ORS)
- xxxiii. WPA/20542/2019 (AMARENDRA NATH HAZRA & ORS vs UNION OF INDIA & ORS)
- xxxiv. WPA(P)/8/2021 (DHANANJAY CHANDRAVANSHI & ORS vs UNION OF INDIA & ORS)
- xxxv. WPA/4838/2021 (KUSUM MUKHERJEE & ANR vs UNION OF INDIA & ORS)

as common issues have been raised therein.

2. The prayer made in the petition is for refund of the amount deposited by the petitioner in various schemes floated by Rosevalley Hotel and Entertainment Limited, may be even by taking coercive steps.

3. The issue is being considered by this Court in WPA 27005 of 2016 titled as Kalipada Pal Vs. Union of India and ors. comprehensively. All the issues sought to be raised by the petitioners in the present bunch of petitions can also be taken care of in the aforesaid petition instead of keeping all these petitions pending in this Court. Accordingly, the same are disposed of. The petitioner herein shall be at liberty to raise his claims and assist the Court in Kalipada Pal's case (supra). In case any of his claim as made in the writ petition still survive, he shall be at liberty to get the present petition revived.

4. The present writ petition is disposed of accordingly.

(Rajesh Bindal)
Chief Justice (Acting)

(Rajarshi Bharadwaj)
Judge