

WPA(H) 83 of 2023

**Babai Sardar
Vs.
The State of West Bengal & Ors.**

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Mr. Indrajit Ray Chaudhury
Ms. Purnima Halder
... For the Petitioner

Mr. Suranjan Mondal
Mr. Sandip Ganguly
... For the Respondent nos. 4, 5 & 7

Mr. Debabrata Chatterjee, Ld. APP
Ms. Amrita Panja Moulick
... For the State

1. The report filed by Inspector-in-Charge of Baruipur Police Station dated 19th May, 2024 is taken on record.
2. In view of the report filed by Central Forensic Science Laboratory the dispute raised by the son of the missing person that the dead body found may not be the dead body of his father. We direct the CFSL to conduct a DNA test and on that basis a final report shall be filed on the adjourned date. The petitioner has consented to such test.
3. The dead body should be preserved for the DNA test and in the event it is found to be of the father of the writ petitioner, the dead body shall be handed over to the petitioner for performing funeral rites.
4. The matter stands adjourned for six weeks.

5. The concerned respondent shall continue with the investigation and shall file a further progress report on the adjourned date.

(Soumen Sen, J.)

(Uday Kumar, J.)