

19.04.2022
Court No.13
Item No.38
AP

WPA 3271 of 2022
Salem Khan
Vs.
State of West Bengal and Ors.

Mr. Bikash Ranjan Bhattacharya, Senior Advocate
Mr. Sabyasachi Chatterjee
Mr. Rabi Sankar Chatterjee
Mr. Samim Ahammed
Mr. Imteaz Ahammed
Mr. Kaustav Bagchi
Mr. Sayan Banerjee
Mr. Saloni Bhattacharjee
Ms. Gulsanwara Pervin
Mr. Debayan Ghosh

... For the Petitioner.

Mr. S.N. Mookherjee, Advocate General
Mr. Amitesh Banerjee, Senior Advocate
Mr. Anirban Ray, Government Pleader
Mr. Manoj Malhotra
Mr. Sandip Dasgupta
Mr. Raja Saha
Mr. Saaqib Siddiqui
Mr. Aviroop Mitra

... For the State.

Mr. Billwadal Bhattacharyya, A.S.G.I.
Mr. Kallol Mondal
Mr. S. Goswami

... For the CBI.

Mr. Achinta Sengupta, learned advocate mentions this matter and draws the attention of this Court to certain disparaging remarks made by the writ petitioner which have been circulated in social media.

A pen drive is produced.

Counsel for the writ petitioner, Mr. Bikash Ranjan Bhattacharya and counsel for the State Mr. S.N. Mookherjee confirm having seen the said video and have also read the same in the newspapers.

In view of the above, this Court has proposed to release the matter. However, all counsels for all the parties

have uniformly said that this Court should continue to hear the matter and should not release it. It is submitted that release would encourage vested interests.

Mr. Bhattacharya has accepted the directions of this Court that an apology should be forthcoming on affidavit from his client. Let such affidavit be filed before this Court on the adjourned date.

Learned Advocate General has produced a substantive 82-page report indicating the steps taken towards investigation. It is submitted and also appears to this Court that the investigation is nearing conclusion.

Let a copy of such report be made available to Mr. Bikash Ranjan Bhattacharya, learned senior counsel appearing for the writ petitioner. The confidentiality of the report must continue to be maintained as discussed in the Court in the presence of all counsels.

Let the report be resealed and retained in the records of this Court.

On the prayer of Mr. Bikash Ranjan Bhattacharya, learned Senior Advocate appearing for the writ petition, let this matter stand adjourned be listed on Monday (25th April, 2022) immediately after 'To be mentioned' as 'Specially Fixed Matter'.

(Rajasekhar Mantha, J.)