WBCHCA0565062026

Item No.9
Ct. No.1
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IN THE HIGH COURT AT CALCUTTA
CIVIL APPELLATE JURISDICTION
APPELLATE SIDE
M.A.T. 1868 of 2026
+
I.A. No. CAN 1 of 2026

The Inspector In Charge of Bongaon Police Station
Versus
Communist Party of India (Marxist) & Ors.

Appearance:
Mr. Surojit Nath Mitra, Ld. A.G.
Mr. Billwadal Bhattacharyya, Ld. A.A.G.
Mr. Anindya Basu, Ld. Sr. G.A.
Mr. Pratip Mukherjee
Mr. Bikash Kumar Sriwastav .....Advocates for Appellant

Mr. Bikash Ranjan Bhattacharyya, Sr. Adv.
Mr. Shamim Ahammed
Mr. Uday Sankar Chattopadhyay
Mr. Siddhartha Sankar Mondal
Mr. Sudipta Dasgupta
Ms. Ambiya Khatun
Mr. Sayan Banerjee
Mr. Ajoy Barman Roy
Mr. Asif Ikbal Baidya
Ms. Reshma Khatun
Md. Nasirul Haque
Ms. Shreya Das
Ms. Zoya Eram
Ms. Sabnam Mostari
.....Advocates for Pvt. Respondent/Original Petitioner

CORAM: RAVINDRA VITHALRAO GHUGE,
CHIEF JUSTICE
&
OM NARAYAN RAI, J.
Date: 15.10.2026

Order (Per Court)

1. This matter was heard briefly.

2. Considering the submissions of the learned Advocate General along with Additional Advocate General for the Appellant, as well as, for the Proforma Respondents and Shri Bhattacharya, learned Senior Advocate appearing on behalf of the Original Petitioner before the learned Single Judge and the law laid down by the Hon'ble Supreme Court in ***Asma Lateef & Anr. vs. Shabbir Ahmad, (2024) 4 SCC 696*** and ***Garden Reach Shipbuilders and Engineers Limited vs. Grse Limited Workmens Union, 2025 SCC OnLine SC 582,*** we are of the view that the learned Single Judge can deal with the issue as to whether the Writ Petition filed by the Petitioner, it is within its Roster Assignment/Determination.

3. Both the sides agree to address the Learned Single Judge on this aspect.

4. We appreciate the fairness shown by the learned senior advocates for both the sides before us.

5. Let these parties address the learned Single Judge on the said aspect. We make it clear that we have not expressed any view or opinion on the said issue.

6. **In view of the above, the Appeal, as well as, the Civil Application (I.A. No. CAN 1 of 2026) stand disposed off.**

(OM NARAYAN RAI, J.) **(RAVINDRA V. GHUGE)**
Chief Justice