

Order of the Hon'ble Division Bench consist of Justice Pinaki Chandra Ghosh & Justice Soumen Sen, High Court, Calcutta dated 14.07.2011.

**Re: - C.P.A.N. No. 1270 of 2010
C.P.A.N. No. 65 of 2011
With
W.P. No. 32027 (W) of 2008
In the matter of
Kamal Dey –Vs- Union of India & Ors.**

The above referred matter was heard by the Division Bench comprising of the Hon'ble Mr. Justice Pinaki Chandra Ghosh and Hon'ble Mr. Justice Soumen Sen, High Court, Calcutta on 14.07.2011.

After being heard, their Lordships were pleased to direct the State to ensure compliance of the order dated 18.12/2009, which had been passed by the Division Bench of the Hon'ble High Court, Calcutta in the matter.

The Hon'ble Court also directed that National or State Emblem should not be used on rented cars since owner of such rented cars are using such Emblem unauthorisedly and steps to be taken to ensure that the Emblem is not misused and improper use without the word "Satyameva Jayate" is also directed to be stopped. The Hon'ble Court further directed that there should not be any lapse and or default on their part (State & Central) to give effect to the orders already passed by the Division Bench in this regard. Furthermore, directed that the persons who are not entitled under Part- III of the Schedule II under Rule 7 be restrained from using the said Emblem on their cars forthwith and the authorities must ensure it. Direction also given to the effect that it is the duty of the State authorities to bring it to the notice of the State Departments as well as the Central Government Departments so that the order can be given effect too.

In terms of the said order all the Officer-in-Charge of the Police Stations my be directed that the Writ Petitioner Kamal Dey may not be misbehaved / harassed in case of his approach for any help to the concerned Police Station.