

Sr.36  
**21-09-2021**  
Subha.  
Court no. 34

**IN THE HIGH COURT AT CALCUTTA  
CRIMINAL REVISIONAL JURISDICTION  
APPELLATE SIDE  
( Via Video Conference )**

**CRR 3142 of 2012**  
*CRAN 2 of 2013(Old No.CRAN1379 of 2013)*

In the matter of : Bishadu Roy                      ....petitioner.

In Re : An application under Section 401 read with Section  
482 of the Code of Criminal Procedure.

Mr. Navnil De  
.....for the petitioner.

Mr. Arijit Ganguly  
Mr. Sanjib Kumar Dan  
....for the State.

Record of this revisional application reflects that the  
*original case records of CRR 3142 of 2012* have been *traced out*  
*by the Department* and *placed before this court* along with the  
constructed case records of CRR 3142 of 2012.

The revisional application was preferred challenging  
the proceedings pending before the learned Additional Chief  
Judicial Magistrate at Alipurduar which arose out of  
Kumargram Police Station Case No. 252 dated 15.11.2010  
under Sections 420/406 of the Indian Penal Code.

Mr. De, learned advocate appearing for the petitioner submits that prima facie the allegations made in the F. I. R and the chargesheet so submitted do not make out any offence so far as the present petitioner is concerned.

Mr. Arijit Ganguly, learned advocate appearing for the State opposes the said contention.

Having regard to the fact that the revisional application is pending since the year 2012 and as no interim order has been in respect of the proceedings pending before the court below, I am of the view that no interference can be made at this belated stage by this court.

Accordingly, the present revisional application being CRR 3142 of 2012 is dismissed.

All pending applications, if any, in connection with revisional application, are consequently disposed of.

However, the petitioner will be at liberty to take up the points canvassed in this revisional application at the appropriate stage of trial and also at the final argument of the case before the learned court below.

All parties are to act on the server copy of this order duly downloaded from the official website of this court.

**( Tirthankar Ghosh, J. )**