

Form J(1)

**IN THE HIGH COURT AT CALCUTTA
Criminal Revisional Jurisdiction
Appellate Side**

**Present :
The Hon'ble Justice Bibek Chaudhuri**

CRR 2748 of 2022

**Sukhdeb Karmakar alias Goutam Karmakar
Vs.
The State of West Bengal**

Mr. Subrata Karmakar
....for the petitioner

Item No.56

Heard & Judgment on: 01.09.2022

Bibek Chaudhuri, J.

It is submitted on behalf of the petitioner that in connection with G.R. Case No.1024 of 2015 arising out of Nanoor Police Station Case No.217 of 2015 dated 28th November, 2015 under Sections 448/307/379 of the Indian

Penal Code presently pending before the learned Additional Chief Judicial Magistrate, Bolpur, the learned Magistrate issued warrant of arrest in absence of the petitioner.

It is submitted by the learned advocate for the petitioner that the petitioner did not appear before the trial Court on 8th April, 2022 as he was not informed about the date fixed in the trial Court.

The learned advocate for the petitioner submits that the petitioner is ready and willing to surrender before the trial Court by the next date fixed and in the meantime, the execution of warrant of arrest against him may be kept in abeyance.

Having heard the learned advocate for the petitioner, this Court is of the view that instant revision can be disposed of here and now.

The petitioner is given liberty to surrender before the learned Additional Chief Judicial Magistrate, Bolpur on or before 16th September, 2022 and on his voluntary surrender, the learned Magistrate shall consider his prayer for bail in accordance with law.

The operation and execution of warrant of arrest issued against the petitioner be kept in abeyance till 16th September, 2022.

It is made clear that if the petitioner fails to surrender before the learned Magistrate by 16th September, 2022, the warrant of arrest will automatically revive and the police authority will be entitled to execute the warrant of arrest in accordance with law against the petitioner.

With the above order, the instant criminal revision is disposed of.

(Bibek Chaudhuri, J.)