

D/L198
26.04.2024
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C.R.R.1686 of 2024

In Re: An application under Section 401 read with Section 482 of the
Code of Criminal Procedure, 1973;

Raghunath Hazra and another
Versus
The State of West Bengal and another

Mr. Krishanu Ganguly
Mr. Sandeep Prasad Shaw
Mr. Aman Kumar Singh.
...for the petitioners.

Petitioners have challenged the continuance of
Mahishadal Police Station Case No.882 dated 28.12.2023 wherein
the investigating agency on conclusion of investigation has already
submitted charge-sheet.

I have considered the documents under Section 207 of
the Code of Criminal Procedure which includes the medical report
as well as the statement of the witnesses. Having regard to the
same, I am of the view that the petitioners ought to first canvass the
issues in the present revisional application before the learned trial
court prior to consideration of charges.

Accordingly, if the petitioners, if so advised, would file an
application under Section 239 of the Code of Criminal Procedure,
the learned ACJM, Haldia-II, Purba Medinipur or any court in seisin
of the matter would consider the said application under Section 239
of the Code of Criminal Procedure independently without being
influenced by any observations made by this Court.

With the aforesaid observations, CRR 1686 of 2024 is
disposed of.

Pending connected application, if any, is consequently disposed of.

All parties shall act on the server copy of this order duly downloaded from the official website of this Court.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties upon compliance of all requisite formalities.

(Tirthankar Ghosh, J.)