

24-09-2025
S. Das
Item no. 26
Ct no.22

IN THE HIGH COURT AT CALCUTTA
Criminal Revisional Jurisdiction

CRR 4112 of 2025

Prasenjit Makhal @ Prasen Makal & Ors.

-vs-

State of West Bengal and Anr.

Mr. Kunal Ganguly
...for the petitioners.

1. The petitioners have filed the instant Criminal Revisional Application challenging the Order dated 28th April, 2025, passed by the learned Trial Court, by which Warrants of Arrest were issued against the petitioners/charge-sheeted accused persons.
2. The learned advocate for the petitioners submits that the petitioners' non-appearance before the Trial Court was due to a bona fide mistake and asserts that they are now willing to surrender before the learned Trial Court. The prayer is for a temporary stay on the operation of the warrants of arrest to facilitate their surrender.
3. I have considered the submission. Given the petitioners' stated intention to surrender to the jurisdiction of the Trial Court, and noting the plea of an inadvertent mistake for the non-appearance, I am inclined to grant them a limited opportunity.

4. Accordingly, the operation of the impugned Order dated 28th April, 2025, insofar as it relates to the execution of the Warrants of Arrest, shall remain stayed for a period of six weeks from the date of this Order.

5. The petitioners are directed to surrender before the learned Trial Court within this period of six weeks. It is made clear that the stay granted herein shall automatically stand vacated without any further reference to this Court, should the petitioners fail to surrender within the stipulated timeframe.

6. It is on record that the petitioners were earlier enlarged on bail. Upon the petitioners' surrender, the learned Trial Court shall consider their prayer for bail, or any application for recalling of the warrant, strictly in accordance with law and on its own merits, without being prejudiced by the passing of this Order.

7. In view of the conditional relief granted and the directions issued, nothing further survives for consideration in this Revisional Application.

8. The Criminal Revisional Application is, accordingly, disposed of.

9. All parties shall act in terms of the server copy of this Order duly downloaded from the official website of this Court.

(Uday Kumar, J.)

