

17.12.2025  
Court No.01  
Item No.49  
Avijit Mitra

**CALCUTTA HIGH COURT  
IN THE CIRCUIT BENCH  
AT JALPAIGURI**

**CRM (A) 924 of 2025**

In Re:- An application for 482 of the Bharatiya Nagarik  
Suraksha Sanhita, 2023;

And

**In Re: Sri Pankaj Kumar Ray**

-Petitioner

Mr. Dipankar Ray

...for the Petitioner

Mr. Tapan Bhattacharjee,

Mr. Chattu Roy

...for the State

Mr. Arijit Ghosh

....for the *de facto* complainant

Affidavit-of-service, as filed, be kept on record.

Apprehending arrest in connection with Bhaktinagar  
Police Station Case No.884 of 2025 dated 02.09.2025 under  
Sections 69/89/318(2)/3(5) of the Bharatiya Nyaya Sanhita,  
2023, the present application has been preferred.

Mr. Ray, learned advocate appearing for the petitioner  
submits that a false complaint was lodged against the petitioner  
alleging *inter alia*, that he had committed sexual assault upon  
the victim on false promise of marriage. It has also been alleged  
that a sum of money which was handed over to the petitioner  
had not been returned though the documents annexed to the  
petition would reveal that such allegation is absolutely  
unfounded. Upon completion of investigation chargesheet has

also been filed and as such custodial interrogation may not be necessary.

Mr. Bhattacharjee, learned advocate appearing for the State opposes the petitioner's prayer and draws my attention to several documents in the case diary including the statement of the complainant registered under Section 183 of BNSS.

Heard the learned advocates appearing for the respective parties.

Considering the statements made by the complainant under Section 183 of BNSS, the nature of accusations, the severity of the offence and the extent of complicity of the petitioner, I am not inclined to exercise any discretion in favour of the petitioner.

Accordingly, the application being CRM (A) no.924 of 2025 is dismissed.

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

**(Tapabrata Chakraborty, J.)**