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CRR 527 of 2026

**Anesur Rahaman Sekh @ Anisur Rahaman
Vs.
The State of West Bengal**

Mr. Soumyajit Das Mahapatra
Mr. Ahsan Alumgir
Ms. Soma Mal
Ms. Rabia Khatoon
Ms. J. Modak

...for the Petitioner

The petitioner herein is aggrieved with the order dated 6th February, 2024 passed the learned Chief Judicial Magistrate, Murshidabad in connection with G.R. case no. 1329 of 2016.

Being aggrieved by the aforesaid proceeding, learned counsel for the petitioner submits that only on that particular day, the petitioner could not appear due to personal difficulties but the court below had issued warrant of arrest against the present petitioner without asking the surety to produce the accused person before him. However the petitioner now seeks liberty to surrender before the court below.

Having heard learned counsel for the petitioner and that the prayer made by the petitioner is innocuous and if it is allowed in terms of the prayer made by the petitioner, the opposite party/State will have no cause to prejudice, the service of copy of the application upon the opposite party/State are dispensed with.

In view of the aforesaid submission made on behalf of petitioner, CRR 527 of 2026 is hereby disposed of giving liberty to the petitioner to surrender before the court below within a period of four weeks from this date and in the event of such surrender, the court below will dispose of his prayer in accordance with law without being influenced by any observations made herein.

The impugned order dated 6th February, 2024, which pertains to the issuance of warrant of arrest against the petitioner, is hereby stayed for a period of four weeks or till the petitioner surrenders before the court below, whichever is earlier.

Urgent Photostat certified copy of this order, duly applied for, be given to the parties upon compliance of all requisite formalities.

(Dr. Ajoy Kumar Mukherjee, J.)