

AD 721
April 30, 2025
Ct. 28
SG

CRR 1290 of 2025

In the matter of:

XXX

... *petitioner*

Mr. Moyukh Mukherjee
Mr. Arijit Bhusan Bagchi

... for the petitioner.

Learned counsel for the petitioner submits that the petitioner is the brother of the victim in a murder case. He is the charge-sheet witness No.36 in the said case. The prime accused one Anisur Rahaman enjoys the support and blessings of the State. Earlier, attempts have been made to get the accused out on parole, but the same was set aside by this Court. The present false case has been foisted against the petitioner to deter him from pursuing the main murder case. The principal accused in this case has been granted protection from coercive action by an order dated 17.02.2025 passed by a Coordinate Bench of this Court in CRR 625 of 2025.

Let the petitioner serve copy of this application upon the State through the learned Public Prosecutor and upon the private opposite party by speed post with A/D within a week from this date and affidavit of service shall be filed on the next date.

List this matter under the heading "Contested Application" five weeks hence.

The petitioner shall not be arrested in connection with the instant case till seven weeks from this date.

Parties shall be at liberty to pray for extension or modification or vacating of the interim order upon notice to the other side.

The State shall produce the case diary on the next date.

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

(Jay Sengupta, J.)