

28.4.2026

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CRR 1399 of 2026

Buddhadeb Mandal
Vs.
The State of West Bengal & Anr.

Mr. Gunjan Kumar Singh
Ms. Sofia Nesar

...for the Petitioner

The petitioner herein is aggrieved with the proceeding being G.R. case no. 1638 of 2022, presently pending before Learned Assistant Sessions Judge, Chandannagar.

Being aggrieved by the aforesaid proceeding, learned counsel for the petitioner submits that there is no material to establish intention or knowledge to cause death, which is the sine qua non for invoking Section 307 of IPC. There appears to be no eyewitness of the alleged incident of attack by the petitioner and there is no footage or electronic evidence which could be collected during investigation. The alleged incident admittedly arose out of a sudden verbal altercation during office hours within the bank premises and in presence of other staff members, thereby clearly negating any element of premeditation or prior conspiracy to commit murder as alleged. The injuries allegedly sustained by the defacto-complainant, was self-inflicted injury and the injury report reflects only one incised wound on the left occipital region of scalp and one minor abrasion on finger. Therefore, it does not attract Section 326 of IPC also. The petitioner has clean antecedents and he was an

ex-serviceman of Indian Navy and therefore, further continuance of the impugned proceeding against the petitioner would be nothing but a mere abuse of process of the court.

Having heard learned counsel for the petitioner, the application stands admitted.

Petitioner is directed to serve a copy of the application upon the State through the office of the Public Prosecutor, High Court, Calcutta and upon the opposite party no. 2 by speed post intimating the next date of hearing and to file affidavit of service on the returnable date.

Let the matter appear in the Monthly list of June, 2026 under the heading **“Contested Application”**.

State is directed to produce the case diary on the date fixed.

(Dr. Ajoy Kumar Mukherjee, J.)