

**08.05.2026**

**Sl. No.66**

**Ct. No.237**

**Suman**

**CRR 1928 of 2026**

**Om Prakash Srivastava**

**-vs-**

**The State of West Bengal and Anr.**

Mr. Moyukh Mukherjee  
Mr. Koustav Lal Mukherjee  
Ms. Sagnika Banerjee  
..for the petitioner

The petitioner is a charge-sheeted accused in the present case. It, however, appears that the petitioner was arrested in connection with M.L. Case No. 11 of 2025 under Sections 3 and 4 of the P.M.L.A. Act.

The Learned Special Judge, by order dated 24 April 2026, granted bail to the petitioner, inter alia, taking into consideration the petitioner's medical condition.

It further appears that, in connection with the present case, the Learned Magistrate of the Court below issued a production warrant against the petitioner on 16 January 2026.

The investigating agency, on 5 May 2026, made a prayer before the Learned Magistrate for issuance of a custody warrant in respect of the petitioner. The Learned Magistrate, however, directed execution of the production warrant issued on 16 January 2026.

It is submitted by the Learned Advocate appearing for the petitioner that the petitioner is presently suffering from a critical illness and has been admitted to Apollo Speciality Hospital, Kolkata.

It is further submitted that the de facto complainant has received all his dues, and in this regard a joint compromise has been arrived at between the de facto complainant and the other accused persons on 25 July 2025. A copy of the said compromise is annexed at page 123 of the petition.

Prima facie, this Court is of the view that the petitioner's present medical condition attracts the provisions of Section 269 of the Code of Criminal Procedure, 1973, as the petitioner is currently hospitalised due to critical illness.

In view of the aforesaid factual backdrop, there shall be a stay of operation of the order dated 16 January 2026 for a period of twelve (12) weeks from the date hereof.

Let this matter be listed after six weeks under the heading "Contested Application."

The petitioner shall serve a copy of this application upon the opposite parties and file an affidavit of service on the next date of hearing.

**(Kausik Chanda, J.)**