

15.05.2026  
14.  
Bd.  
Ct. 29

**CRR 2036 of 2026**

**Jahangir Khan & Anr.**

**Vs.**

**State of West Bengal & Anr.**

**Mr. Ayan Bhattacharya**  
**Mr. Avik Ghatak**  
**Mr. Saibal Dasgupta ... for the petitioners.**

The instant revisional application has been preferred seeking quashment of the proceedings being G.R. Case No. 1327 of 2026 pending before learned Additional Chief Judicial Magistrate, Diamond Harbour.

Being aggrieved by the aforesaid proceeding, learned counsel for the petitioners submit that petitioner no. 1 is a contesting candidate of a political party for the re-poll scheduled to be held on 21<sup>st</sup> May, 2026. The impugned FIR has been lodged after an inordinate and unexplained delay of nearly nine years in respect of an alleged incident that took place on 20<sup>th</sup> June, 2017. He further submits that on the very next day when the election result was declared, the instant FIR had been lodged that too during the subsistence of the re-poll process in the Falta Assembly Constituency. His further case is that petitioner no. 1 has been deliberately implicated in the instant case in order to victimize him politically and to harass him. The allegations made in the FIR are inherently improbable, absurd, vague and omnibus and not in support of contemporaneous medical or statutory documents. Therefore, further continuance of

the impugned proceeding shall be a mere abuse of the process of the court.

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

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

Let the matter be listed on 22<sup>nd</sup> May, 2026.

Learned counsel for the petitioners also pray for interim stay.

Having heard learned counsel for the petitioners and that the petitioners have made out an arguable case, which requires adjudication on merit, let the investigation continue but the investigating agency shall not take any coercive step against the petitioners till 22<sup>nd</sup> May, 2026 or until further order, whichever is earlier, on condition that petitioners shall make all sorts of cooperation with the investigating agency.

**(Dr. Ajoy Kumar Mukherjee, J.)**