

29.04.2025
Item No.6.
Ct. No.446.
ssd

CRR/2370/2015
VISHNU TIBREWALA & ANR.
VS
STATE OF WEST BENGAL AND ANR.
IA NO: CRAN/10/2019(Old No:CRAN/3405/2019)

Mr. Dipanjan Dutta,
Mr. Ayan Chakraborty,
Mr. Ayan Das,
Ms. Salini Mukherjee
..for the petitioners.

Mr. Rana Mukherjee, Id. APP,
Ms. Sana Naaz
..for the State.

The instant application has been filed for quashing of the proceedings of G.R. No.587 of 2015 corresponding to Siliguri Police Station Case No. 155 of 2015 dated 17.02.2015 under Sections 420/406/120B/468/471 of the Indian Penal Code pending before the Court of the learned Additional Chief Judicial Magistrate, Siliguri.

The matter is taken up for hearing. In course of hearing it has been placed before this Court that the Siliguri P.S. Case No.155 of 2015 dated 17.02.2015 has already ended in charge-sheet vide Siliguri P.S. charge-sheet no.35 of 2016 dated 30.01.2016 under Sections 420/406/120B/468/471 of IPC.

Learned Advocate appearing on behalf of the petitioners submits that there was a specific order of

stay of this Court in respect of all further proceedings of G.R. Case No.587 of 2015 which continued till 2019 and any such investigation proceeded in course of that period it would tantamount to violation of the Court's order and the case diary is essential to be looked into.

Considering the facts and circumstances, this Court is of the view that there was a specific order of stay by this court and charge-sheet submitted and the case diary is to be looked into.

Since the charge-sheet has already been submitted as it appears from the e-mail submitted before this Court on behalf of the learned Public Prosecutor by the I.C, Siliguri P.S. and also that the case has been transferred to the learned Judicial Magistrate, 3rd Court, Siliguri, the learned Court is directed to forward the case diary before this Court within seven days from the date of receipt of the copy of the order.

Let a copy of this order be sent to the Department for taking effective step to serve upon the learned Judicial Magistrate, 3rd Court, Siliguri for necessary compliance.

In view of the subsequent development filing of charge-sheet despite having order of stay of all further proceedings by this Court and the application being CRAN 10 of 2019 for extension was filed before

expiry of the interim order so granted, this Court is of the view that the interim order granted initially should be extended till the next date of hearing and in this regard the State raises no objection.

Accordingly, CRAN 10 of 2019 stands disposed of.

Let this revisional application appear on 13th May, 2025.

(CHAITALI CHATTERJEE (DAS), J.)