

08.12.2025

Sl. No.26.

D/L.

Mithun.

Ct.No.29.

CRR/3695/2025

**Surman Ali Mandal
Vs.
The State of West Bengal & Anr.**

Mr. Subhabrata Chowdhury

...for the petitioner

Petitioner seeks to file supplementary affidavit. Let such supplementary affidavit be filed within two weeks.

The allegation against the petitioner is that complainant had been induced by the petitioner to pay a sum of Rs.18,00,000/- for getting job for his relatives in the Government Department.

The investigation has already been culminated into a charge-sheet.

Petitioner's contention is that he has already paid Rs.8,50,000/-to the complainant. The dispute is civil in nature and the contents of complaint discloses the malicious nature of the prosecution which if allowed to continue, will be mere abuse of the process of the Court, since the ingredients of the sections mentioned in the charge-sheet have not been substantiated during investigation.

Having heard learned Counsel for the petitioner, the application is admitted.

Petitioner is directed to serve a copy of application along with copy of supplementary affidavit, if any, upon the State through the office of 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 3 weeks hence.

Petitioner will be at liberty to pray for interim protection after serving a copy of application and copy of supplementary affidavit upon the opposite parties.

Parties to act on a server copy of this order duly collected from the official website of the Hon'ble High Court, Calcutta.

(Dr. Ajoy Kumar Mukherjee, J.)