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(Ct. No. 29)  
07.05.2026  
(Susanta)

**CRR 4304 of 2025**  
**Subir Bhattacharjee**  
**Vs.**  
**The State of West Bengal & Anr.**

Mr. Sourov Mondal,  
Mr. Arijit Bhuiya,  
Mr. Rony Mondal,  
Mr. Debarghyo Sil,

...for the petitioner.

The opposite party no.2/complainant alleged that on 25.01.2015 when she was cleaning the garbage at the common electric room, the petitioner outraged her modesty and also dragged her outside the house. When the complainant tried to make videos of the incident, the petitioner snatched her mobile phone and when she cried for help, the local people of the area came but supported the petitioner. Her complain gave rise to the Jadavpur Police Station Case No. 37 of 2015 dated 25.01.2015 and after completion of investigation the police has submitted charge-sheet against the petitioner.

Being aggrieved by the aforesaid proceeding, learned Counsel for the petitioner submits that the opposite party no. 2/complainant has initiated the proceeding as a weapon of harassment with the intention to belittle the petitioner and to cause humiliation.

He further submits that nine cases have been lodged against the petitioner and thirty cases against some other persons with the allegation under Section 354 of the Indian Penal Code which shows that the de facto complainant is in the habit of lodging

frivolous complaints one after another against such persons. The basic premise for substantiating the offence as stated in the compliant is clearly not made out and hence the proceeding being impugned is liable to be quashed.

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

Petitioner is 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 in the **Monthly List** of **July, 2026**.

Learned Counsel for the petitioner also prays for stay of the impugned proceeding.

Having heard the learned Counsel for the petitioner and that the petitioner has made out an arguable case, let the instant proceeding being A.C.G.R Case No. 484 of 2015 presently pending before the learned Additional Chief Judicial Magistrate, Alipore be stayed for a period of eight weeks or until further orders whichever is earlier.

The State is directed to produce the Case Diary on the date fixed.

Urgent Photostat certified copy of this order, duly applied for, be given to the parties upon compliance of all requisite formalities.

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