

141.
04.12.2025
Bd.
Ct. 29

CRR 5128 of 2025
Amit Kumar Pandit & Ors.

Vs.
The State of West Bengal & Anr.

Mr. B. Chatterjee
Ms. Sabera Khatun

... for the petitioners.

This is an application wherein petitioners have prayed for quashing of an FIR being No. 55/25 arising out of Belda Police Station Case no. 55/25 dated 03.02.2025 presently pending before learned Additional Session Judge, 1st Court, Paschim Medinipur.

Learned counsel for the petitioners submits that the opposite party no. 2 herein has lodged false complaint against him contending that the petitioners herein had threatened him on road on 01.02.2025 over the issue of raising obstruction in construction work and also defamed him by using slangs language denoting his caste.

Being aggrieved by the impugned proceeding learned counsel for the petitioners submits that the contents of FIR makes it clear that allegation against him under the provision of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 is unfounded. Furthermore, the attendance register of the Calcutta University discloses that on the alleged date of occurrence the petitioner no.1 was in the office of Controller Department, University of Calcutta and therefore his presence at the spot at the time of alleged occurrence does not arise.

Upon hearing learned counsel for the petitioners, the application is admitted.

Petitioners are directed to serve a copy of the 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.

Learned counsel for the petitioners prays for interim protection.

Having heard learned counsel appearing on behalf of the petitioners and that the petitioners have made out an arguable case, which requires adjudication on merit it is ordered that the investigation shall continue. However, the investigating agency shall not take any coercive steps against the petitioners for a period of twelve (12) weeks from date or until further order, whichever is earlier on condition that the petitioners shall make all sorts of co-operation with the investigating agency.

Let the matter be listed under the heading "Contested Application" in the monthly list of January, 2026.

(Dr. Ajoy Kumar Mukherjee, J.)