

2.12.2025
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SB

CRR 5177 of 2025

Bimal Das @ Tinku Das
Vs.
The State of West Bengal & Anr.

Mr. Rajdeep Mazumder, Sr. Adv.
Mr. Moyukh Mukherjee
Ms. Aishwarya Bazaz
Ms. Sagnika Banerjee ...for the Petitioner

Being aggrieved and dissatisfied with the impugned proceeding being G.R. case no. 3443 of 2025, presently pending before the learned Chief Judicial Magistrate, Paschim Medinipur, petitioner has preferred the instant application.

The petitioner's contention is that due to political vendetta, the members of the rival political party is lodging complaint one after another against the present petitioner. Earlier this High Court granted interim protection to the petitioner in connection with two FIRs being no. 842 of 2023 and 982 of 2023 in WPA 15554 of 2024. Thereafter, the petitioner again moved before this High Court in CRR 5271 of 2024 seeking quashment of another FIR in connection with G.R. case no. 3014 of 2024 wherein this High Court has also granted interim protection to the petitioner.

Being frustrated with the earlier attempts, the opposite party herein lodged the instant FIR alleging that some unknown miscreant had hit on the head of the brother of the complainant when he got unconscious but he heard that someone is telling over phone "Tinkuda tomar kaj hae geche" (Tinkuda your work has been done).

Mr. Mukherjee, learned counsel for the petitioner submits that the allegation is frivolous and harassing and vexatious and do not disclose any role or nexus of the petitioner with the alleged offence. Therefore, continuance of further proceeding against the petitioner will be a mere abuse of process of the court and accordingly he prayed for quashing the instant proceeding.

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

Petitioner is directed to serve a copy of the application upon the opposite party no. 1 through the office of the Public Prosecutor, High Court at Calcutta and also upon the opposite party no. 2 through speed post intimating the next date of hearing and to file affidavit of service on the returnable date.

Let the matter appear in the Monthly list of February, 2026 under the heading **“Contested Application”**.

Learned counsel for the petitioner also prays for interim stay of the impugned proceeding.

Having heard learned counsel for the petitioner and that the petitioner had made out an arguable case, the investigation shall continue but the Investigating Agency shall not take any coercive step against the present petitioner for a period of twelve weeks or until further order, whichever is earlier on condition that the petitioner will make all sorts of cooperation with the Investigating agency.

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.)