

D/L – 66
23/03/2026
Court No.6
S.Kundu

**IN THE HIGH COURT AT CALCUTTA
CIRCUIT BENCH AT JALPAIGURI**

**CRR 106 of 2025
CRAN 1 OF 2026**

**Goutam Dey
Vs.
State of West Bengal & Ors.**

Mr. Goutam Dey

...petitioner in person.

Mr. Nilay Chakraborty
Mr. Tapan Bhattacharyya

...for the State.

1. The petitioner appears in person to argue the case.
2. The State is represented.
3. It appears that the de-facto complainant one Vikash Bansal has not been made party in this application. Instead, several others being the SP, the Officer-in-Charge, the Investigating Officer, one Shil Changia, the CEO of the said company have been added as opposite parties.
4. Let the names of the opposite party nos. 2 to 6 stand expunged from the cause title of the petition. Leave is also granted to amend the cause title and add the name of the de-facto complainant namely, Vikash Bansal as the added opposite party.

5. The petitioner appearing in person submits as follows.
The petitioner has been falsely implicated in this case. The FIR contains the vague allegation of fraudulent transactions in the factory of the de-facto complainant. The petitioner was the Manager of the said factory and the only allegation against him was that the said alleged fraudulent activities could not have taken place without the knowledge of the present petitioner. No prima facie case is made out as would be evident from a plain reading of the FIR and the charge sheet. Any further continuation of the proceeding shall be an abuse of the process of law. The petitioner is on bail.
6. Learned counsel appearing for the State prays for time to obtain instructions and produce the case diary.
7. Let the petitioner serve an amended copy of the application upon the State within a week from date. The petitioner also serve an amended copy of the application upon the opposite party no. 2 by speed post with AD within a week and affidavit of service shall be filed to that effect on the next date.
8. List this matter for hearing as Contested Application after four weeks.
9. The impugned proceeding shall remain stayed so far as the petitioner is concerned for a period of six weeks.

10. The parties shall be at liberty to pray for modification, extension or vacating of the interim order upon notice to the other side.
11. The State shall produce the case diary on the next date.
12. Urgent photostat certified copy of this order, if applied for, be given to the parties upon compliance with requisite formalities.

(Jay Sengupta, J.)