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March 25, 2026
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IN THE HIGH COURT AT CALCUTTA
Circuit Bench at Jalpaiguri
Appellate Side

CRR 125 of 2026

In the matter of: Dr. Kamal Bhujel

Mr. Urgen Lama
Mr. Pemba D. Lama
Mr. Mayank Bhandari
...for the petitioner

Learned counsel appearing on behalf of the petitioner submits as follows. By an order dated 18.03.2026 passed by the learned Executive Magistrate, Kurseong in MR Case No. 42/JM/26 dated 18.03.2026, a show cause notice was issued through summon upon the present petitioner asking him to show cause as to why he should not be asked to execute a bond of Rs. 1,000/- with sureties of like account for maintaining peace in the locality for a period of one year. There was a total non application of mind. In fact, the requirement of Section 130 of the BNSS was not satisfied, in as much as, no substance of information received was set forth in the notice. Even on the next date i.e., on 23.03.2026, the present petitioner was not given an adequate opportunity of hearing and an order was passed in a rather cryptic manner.

Let the petitioner serve a copy of this application be served upon the State through the learned Additional Public Prosecutor and upon the opposite party no.2 by speed post

with acknowledgment due, within a week. An affidavit of service to that effect shall be filed on the next date.

List this matter for hearing as a “Contested Application” two weeks hence.

The impugned proceeding shall remain stayed for a period of four weeks from this date.

Parties shall be at liberty to pray for extension or modification or vacating of the interim order upon notice to the other side.

Urgent Photostat certified copy of this order be supplied to the parties, if applied for, as early as possible.

(Jay Sengupta, J.)