

**01.02.2024**  
Sl. 206  
Court No. 1  
Suvayan

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

**CRA 22 of 2021**

In the matter of: **CT Raghunandan @ Raghunandan**  
....appellant.

Mr. Sudipto Kr. Mazumder, DSGI  
Mr. Sudip Kr. Paul

...for the BSF/CBI.

1. On being mentioned by learned Deputy Solicitor General of India the matter is taken up.
2. It is submitted by him that one INSAS rifle which was seized in the present case is kept in 'Malkahana'. It is further submitted by him that if the said rifle is not used, the same shall be in-operative and he wants release of the rifle for use by the BSF in an authorized manner.
3. We find that no application has been filed by the appropriate department to that effect.
4. In view of such fact, learned DSGI, if so advised, may make an application through the appropriate authority for release of the aforesaid rifle in favour of the BSF under Section 451 Cr.P.C. as the appeal is still pending.
5. If such an application is filed the same shall be listed on the first day of the next Circuit Bench.

**(Chitta Ranjan Dash, J.)**

**(Partha Sarathi Sen, J.)**