

18.06.2026
SL No.38
Court No.5
MKP

**IN THE HIGH COURT AT CALCUTTA
CIRCUIT BENCH AT JALPAIGURI
CRIMINAL REVISIONAL JURISDICTION**

CRR 212 of 2026

**Akash Tiwari And Ors
Vs
The State of West Bengal And Anr.**

Mr. Aniruddha Biswas
Ms. Kanak Mishra
Mr. Monoj Saha

...for the Petitioner

1. The revisional application has been preferred praying for quashing of the proceedings in Birpara Police Station Case no: 200 of 2025 dated 26/11/2025 under section 232 (1) of the Bhartiya Naya Sanhita, 2023 corresponding to GR Case No: 2307 of 2025 pending before the Ld. Addl. Chief Judicial Magistrate, District: Alipurduar, West Bengal.
2. On perusal of the materials on record, it prima facie appears that, on or about 26/11/2025 the de facto complainant lodged a complaint with the Officer-in-Charge, Birpara Police Station alleging inter alia that on 13/03/2025 about 12 noon while his family members were absent, one Akash Tiwari entered into his house and raped his daughter after gagging her mouth with a dupatta. He alleged that after being released from custody

24/11/2025 about 8 pm, while the victim girl was returning from her tuition, the accused Akash Tiwari threatened her that he would again rape her and kill her. Allegedly, the accused also added that police would not do anything against him. The accused persons also told her that they would stop/ abstain the witnesses from coming to court during evidence and if they do not withdraw the case, the accused persons will kill them by setting fire at their house Since then, the de facto complainant and his family have been passing their days with fear and insecurity.

3. Considering the nature of allegations and materials on record, the revisional application is required to be heard in presence of the opposite parties.
4. Petitioner to serve upon the opposite parties and file affidavit of service.
5. Matter be placed before the next circuit bench.

(Shampa Dutt (Paul), J.)