

07.07.2026
Item No. 54
Ct. No. 5
AN

**IN THE HIGH COURT AT CALCUTTA
Circuit Bench at Jalpaiguri
Criminal Revisional Jurisdiction**

C.R.R. 238 of 2026

In Re:- An application under Section 528 of the BNSS, 2023 read with Article 227 of the Constitution of India, 1950.

In the matter of : **Dr. Bidyapati Chatterjee**
... Petitioner.

Mr. Ajay Singhal
... for the petitioner.

1. The petitioner has challenged the proceeding before the Special Executive Magistrate, Siliguri in NGR Case No. 980(II) of 2026 dated 12th May, 2026.
2. According to the petitioner, the notice issued on 12th May, 2026 is de hors the provisions of law and violates the specific statutory mandate of disclosure of the the complaint and other connected documents being accompanied with the notice of the Court.
3. Mr. Ajay Singhal, learned advocate appearing for the petitioner has relied upon a judgment of the coordinate bench of this Court in this regard being CRR 2750 of 2019 dated 1^{9th} May, 2023 [Madhusuhan Bhowmik & anr. Vs. The State of West Bengal & anr.], in this regard.
4. On merits, it has been further submitted that the petitioner being an octogenarian person, have undergone a heart surgery and post-surgery complications during the relevant period starting from 4th May, 2026. In

support of such contentions necessary documents, and doctor's certificate are annexed herewith the instant petition.

5. Having perused the materials placed before me and considering the submissions made on behalf of the petitioner, I find substance therein. That prompts the Court to direct stay of further proceedings in connection with NGR Case No. 980(II) of 2026 dated 12th May, 2026 now pending before the learned trial court.
6. Let the service be effected upon the opposite party including the State and affidavit of service be filed on the next date.
7. Let the matter be placed before the next available Circuit Bench for further consideration. The order of stay granted earlier shall remain operative for a period of six months from date.

(Rai Chattopadhyay, J.)