

CALCUTTA HIGH COURT
IN THE CIRCUIT BENCH AT JALPAIGURI

09.07.2026
Ct No.5
Item No.60
S.K.

CRR 268 of 2026
Sajid Alam
Vs
The State of West Bengal

Mr. Arnab Saha
Md.Shoaib Akhtar

....For the Petitioner

1. The petitioner has challenged the order of the learned trial court dated 12.6.2026 allegedly in G.R. Case No. 1085 of 2026 directing issuance of warrant of arrest against him.
2. According to the learned advocate for the petitioner, the order is a non-speaking one, unreasonable and also illegal in view of the provisions under Section 35 of the BNSS.
3. It appears from record that the I.O. of the case made a prayer before the learned trial court to issue of warrant of arrest under Section 82 of the BNSS due to the fact that the accused person has been absconding.
4. However, the Court without noticing any of the relevant facts directed for issuance of warrant of arrest, which in my considered opinion, prima facie establishes the submissions made on behalf of the petitioner.
5. Accordingly, I find it proper to direct stay of operation of the said order dated 12.06.2026 in G.R. Case 1085 of 2026, now pending in the Court of learned Additional Chief Judicial Magistrate at Alipurduar.

6. Let copy of this petition be immediately served upon the State and other and affidavit of service be filed in Court on the next date.
7. Let the matter be placed before the next available Circuit Bench for further consideration.
8. The order of stay as above shall remain operative for a period of three months or till disposal of the instant criminal revision application whichever is earlier.

(Rai Chattopadhyay, J.)