

22.07.2026
Serial no. 41
Court No.9
S. A.

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

CRR 282 of 2026

In Re : Subrata Ghosh & Anr.

... .. Petitioners

Mr. Arik Banerjee, Advocate
Mr. Jayjit Dutta, Advocate,
Mr. Bikash Singha, Advocate

...for the petitioners

1. The instant application has been filed seeking quashing of C.R. Case No. 1232 of 2025. It is submitted by learned Advocate for the petitioners that the petitioners are alleged to have secured loan from the father of the complainant which they did not repay. The petitioners lodged a complaint in this regard and summons was issued against the petitioners in such proceeding. Learned Advocate for the petitioner submits that summons was issued by the learned Trial Court without observing the necessary formalities under the provisions contained in BNSS with regard to pre-cognizance hearing. Learned Advocate for the

petitioner also submits that the case made out in the complaint involved a pure civil dispute with regard to availing and re-payment of loan. There is no criminal intent involved therein.

2. In such circumstances, plaintiff will serve a copy of the revisional application upon the opposite party and file an affidavit of service to that effect on the date fixed.
3. List the matter on July 30, 2026. In the meantime, there shall be a stay of the proceedings in respect of Case No. 1232 of 2025 pending before the learned 3rd Judicial Magsistrate, Siliguri till August 31, 2026 or until further orders, whichever is earlier.

(Md. Shabbar Rashidi, J.)