

23.03.2026

Item No.22

Court No.7

(KB)

## Calcutta High Court

In the Circuit Bench at Jalpaiguri

Appellate Side

**CRA (DB)/36/2025**

**XXXX THE VICTIM**

**VS**

**THE STATE OF WEST BENGAL AND ORS**

Mr. Kumar Shantanu, Advocate  
... amicus curiae.

Mr. Nilay Chakraborty, Ld. APP  
Mr. Aniruddha Biswas, Advocate  
... for the State

1. Appeal is directed against a judgment of acquittal. A co-ordinate Bench by an order dated July 24, 2025 admitted the appeal. However, necessary directions under Section 390 of the Criminal Procedure Code were not issued.
2. In such circumstances, the respondent nos. 2 to 4 will obtain bail in terms of Section 390 of the Criminal Procedure Code within four weeks from date. In default, learned jurisdictional Court is at liberty to take appropriate steps.
3. Availability of the Trial Court records before this Hon'ble Court will not prevent the exercise of powers under Section 390 of the Criminal Procedure Code by the jurisdictional Court.

4. List the appeal four weeks hence.

**(Debangsu Basak, J.)**

**(Biswaroop Chowdhury J.)**