

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

SPECIAL LEAVE PETITION (CRIMINAL) Diary No.62514/2025

[Arising out of impugned final judgment and order dated 09-10-2025 in CRM(M) No. 1923/2025 passed by the High Court at Calcutta]

ARITRO GHOSH

Petitioner(s)

VERSUS

THE STATE OF WEST BENGAL & ANR.

Respondent(s)

IA No. 285624/2025 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 285621/2025 - PERMISSION TO FILE PETITION (SLP/TP/WP/..)

Date : 28-11-2025 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE RAJESH BINDAL

HON'BLE MR. JUSTICE MANMOHAN

For Petitioner(s) : Mr. Mukul Rohatgi, Sr. Adv.  
Mr. Avik Ghatok, Adv.  
Ms. Misha Rohatgi, Adv.  
Mr. Shambo Nandy, AOR  
Mr. Sohan De Dhara, Adv.  
Mr. Akash Ghosh, Adv.

For Respondent No.1: Mr. Kunal Mimani, AOR  
Mr. Prashant Alai, Adv.  
Mr. Abhinav Rana, Adv.

For Respondent No.2: Mr. Mahesh Jethmalani, Sr. Adv.  
Mr. Sabhyasachi Banerjee, Sr. Adv.  
Ms. Anusuya Sadhu Sinha, Adv.  
Mr. Pratim Banerjee, Adv.  
Mr. Siddharth Naidu, Adv.  
Ms. Kinjal Aggarwal, Adv.  
M/s KSN & Co., Adv.

UPON hearing the counsel the Court made the following  
O R D E R

The present petition has been filed against  
the order dated 09-10-2025 passed by High Court at

Calcutta in CRM(M) No. 1923/2025 whereby the respondent no.2 has been granted bail, despite addition of offence under Section 111 of Bharatiya Nyay Sanhita, 2023 (For short 'BNS'). It is a case wherein multiple cases are pending against the respondent no.2. The details as furnished in the petition are extracted below:

Sl. NO	FIR	Charge Sheet
1.	Belghoria PS Case No. 500/16 Dt. 26.06.2016 u/s 341/326/307/504/34 IPC	Belghoria PS CS No. 473/16 Dt. 27.07.2016 u/s 341/323/324/506/34 IPC
2.	Belghoria PS Case No. 502/16 Dt. 26.06.2016 u/s 25(i)(a) Arms Act.	Belghoria PS CS No. 205/17 Dt. 30.03.2017 u/s 25(i)(a) Arms Act.
3.	Belghoria PS case no. 156/17 Dt. 14.02.2017 u/s 341/323/325/307/504/506/34 of IPC.	Belghoria PS CS no. 258/17 Dt. 31.03.2017 u/s 341/323/506/34 of IPC.
4.	Belghoria PS Case No 265/20 Dt. 29.05.20 u/s 448/427/506/34 IPC	Belghoria PS CS No. 268/20 dated 30.06.20 u/s 448/341/506/34 IPC.
5.	Belghoria PS Case No 278/20 Dt. 08.06.2020 u/s 341/323/307/506/34 IPC	Belghoria PS CS No. 24/21 dated 31.01.21 341/323/506/34 IPC
6.	Belghoria PS Case No. 499/20 Dt. 07.10.20 u/s 341/323/325/307/379/506/34 IPC and 25/27 Arms Act.	Belghoria PS CS No. 415/20 dated 30.10.20 u/s 341/323/325/506/34 IPC.

7.	Belghoria PS Case No 707/20 Dt. 15.12.20 u/s 143/323/325/307/427/34 IPC	Belghoria PS CS No. 42/21 Dt. 31.01.21 u/s 143/323/427/34 IPC
8.	Belghoria PS Case No 713/20 Dt. 15.12.20 u/s 341/323/325/307/34 IPC and 25/27 Arms Act.	Belghoria PS CS no. 138/21 Dt. 12.03.21 U/S 341/323/325/307/34 IPC.
9.	Belghoria PS Case No 787/21 Dt. 11.11.21 u/s 341/325/427/506/34 IPC.	Belghoria PS CS No 815/21 Dt. 30.11.21 u/s 341/325/427/508/34 IPC.
10.	Belghoria Case No 87/22 Dt. 13.2.22 U/S 341/323/427/506/34 IPC.	Belghoria PS CS No. 117/22 Dt. 28.02.22 u/s 341/323/427/506 /34 IPC.
11.	Belghoria PS Case No. 142/22 Dt. 06.03.22 u/s 341/323/325/506/34 IPC	Belghoria PS CS No. 161/22 dated 31.03.22 u/s 341/323/506/34 IPC.
12.	Dakshineswar PS Case No. 120/23 Dt. 05.06.23 U/S 341/323/325/506/34 IPC and 25/27 Arms Act.	Dakshineswar PS CS No. 219/23 Dt. 20.10.2023 u/s 341/323/506/34 of IPC.
13.	Dakshineswar PS Case No. 121/23 Dt. 05.06.23 u/s 448/427/506/34 IPC and 25/27 Arms Act.	Dakshineswar PS CS No. 62/23 Dt. 27.07.2023 u/s 447/448/427/506/34 IPC.
14.	Dakshineswar PS Case No. 138/23 Dt. 29.06.23 u/s 341/342/325/326/307/120B/ 34 IPC and 25/27 Arms Act.	Dakshineswar PS CS No. 222/23 Dt. 27.10.2023 u/s 326/307/120B/ 34 IPC and 25/27 Arms Act.
15.	Dakshineswar PS Case No. 91/24 Dt. 03.07.24 u/s 111 of BNS.	Dakshineswar PS CS No. 128/2024 Dt. 23.09.2024 u/s 111 of BNS.
16.	Belghoria PS Case No. 267/2024, Dated:	Belghoria P.S. C.S. No. 289/24

	01.07.2024, u/s- 126(2)/117(2)/118(2)/ 109/3(5) of BNS.	dt. 11.08.2024 u/s- 126(2)/117(2)/118(2)/ 109/3(5) of BNS and addition of Section 111 of BNS
17.	Belghoria PS Case No. 277/24 Dt. 09.07.24 u/s 341/354/326/308/506/34 IPC r/w 126(2)/74/118(2)/ 110/351(2) (3)/3(5) of BNS.	Not filed yet

The challenge to the order has been made by the petitioner who though is not a complainant in the case in question but otherwise is a victim in one of the cases against the respondent no.2.

On 18.11.2025, learned senior advocate who appeared for the State sought time to have instructions as to whether the State is contemplating to challenge the order impugned in the present petition.

Today, learned counsel for the State submitted that instructions have been received by him that the State is not contemplating to challenge the order impugned.

Let formal notice be issued in the present petition to the respondents.

Mr. Kunal Mimani, Adv. accepted notice on behalf of Respondent-State.

Mr. Siddharth Naidu, Adv. present in Court accepts notice on behalf of respondent no.2.

The Director General of Police is directed to appear before the Court on the next date of hearing through video conference.

It is further directed that in case, the respondent no.2 has not been released from custody in view of the order impugned, he shall not be released until further order by this Court.

List on 30.01.2026.

(KRITIKA TIWARI)  
SENIOR PERSONAL ASSISTANT

(AKSHAY KUMAR BHORIA)  
COURT MASTER (NSH)