

25.03.2021
Item no.5
Ct. No.2
CHC

**CALCUTTA HIGH COURT
IN THE CIRCUIT BENCH AT JALPAIGURI
APPELLATE JURISDICTION
(Through Video Conference)**

**IA No. C.R.A.N.1 of 2021
C.R.R.87 of 2019**

In the matter of:-

Susanta Roy & ors.

.....petitioners

Mr. Nabankur Paul,
Mr. Debanshu Modak

....for the petitioner in virtual mode

Mr. Aditi Shankar Chakraborty, Ld. A.P.P.
Mr. Ujjwal Luksom

....for the State

Mr. Arijit Ghosh

...for the o.p. no.2 in virtual mode

Parties are represented through their learned advocates,
names of whom are shown at the beginning of this ordersheet.

The instant revisional application is for quashing of a case
relatable to G.R. Case No.3253 of 2018 under Sections 498A/506
of the Indian Penal Code read with Sections 3/ 4 of the Dowry
Prohibition Act, now pending before the learned Judicial
Magistrate, 4th Court, Siliguri, District- Darjeeling, on the ground
of mutual settlement reached between the parties.

A separate C.R.A.N. application being C.R.A.N.1 of 2021 has
also been taken out, which is supported by four affidavits
including the victim Kajal Raha.

Learned advocate representing the State raises objection submitting that the offences sought to be compounded are not compoundable in nature, and more so, chargesheet in this case has already been submitted making out a *prima facie* case.

In paragraph -11 of C.R.A.N. application there is reference that all the disputes and differences between the parties have been settled amicably upon reaching a compromise outside the Court forgetting their respective mutual differences.

When the dispute between the parties has already been amicably settled outside the Court, the Court should not stand on the way.

The pending G.R. Case No.3253 of 2018 of Learned Judicial Magistrate, 4th Court, Siliguri, under Sections 498A/506 of the Indian Penal Code read with Sections 3/ 4 of the Dowry Prohibition Act stands quashed qua three petitioners namely, Susanta Roy, Puspa Roy and Sarbani Kar Roy involved in this revisional application.

By reason of the compromise reached between the parties, the instant revisional application and C.R.A.N. application referred above stand disposed of.

Urgent Xerox certified copy of this order, if applied for, be supplied to the parties, subject to compliance with all requisite formalities.

(Subhasis Dasgupta, J.)