

28.04.2023

Court No.35
Item No. 26

SD

CRR 1964 of 2015

**Dibyendu Bose & Anr.
Vs.
Jaydev Sarkar**

None appears on behalf of either of the parties. This matter is pending in the list since 1.5.2023 and has been called on each day of working of this Court since that date. In spite of that no one is appearing. The petitioner is found to be not interest in this case. Therefore, the same is taken up today for disposal on merit.

Proceedings in C.R. Case No. 843/13 under section 138 of the N.I. Act, pending in the Court of Judicial Magistrate, 2nd Court at Berhampore, Murshidabad, is under challenge in this case. According to the petitioner, there would be no cogent ground to proceed in the case in absence of sufficient materials against him to constitute offence as alleged. Hence, he has prayed for quashing of the proceeding.

On perusal of the entire materials available on record and the grounds made up by the petitioner I am constrained to find that the grounds thereof are not sufficient and cogent enough to warrant this Court's interference into the impugned order. Hence, in my considered opinion the revision is liable to be dismissed.

Criminal Revision being CRR 1964 of 2015 is dismissed.

All pending applications, if any, are consequently disposed of.

Certified website copies of this order, if applied for, be supplied to the parties subject to compliance with all the requisite formalities.

(Rai Chattopadhyay, J.)