

12.06.2023
Serial no.6
Aloke
Ct. No. 30

**IN THE HIGH COURT AT CALCUTTA
CRIMINAL REVISIONAL JURISDICTION
APPELLATE SIDE**

CRR 2633 of 2021

**Mrs. Sutapa Chowdhury
Vs.
The State of West Bengal & Ors.**

Mr. Debangana Bhattacharya
... for the petitioner

Mr. Madhusudan Sur, Id. APP
Mr. Dipankar Paramanick
... for the State

Mr. Pratick Ghosh
Mr. Prasad Bhattacharyya
Mr. Bitan Das
... for the opposite parties

Heard the learned counsel for the petitioner and the learned counsel for the opposite parties including the learned counsel for the State.

Learned counsel for the State has submitted before this Court that all the witnesses to the said case are residents of Basirhat.

It is the case of the learned counsel for the petitioner that the accused person in this case has good relationship with Panel Prosecutors at Basirhat and, as such, the petitioner apprehends that she and her daughter will not get a 'fair trial'.

On the other hand, it has come before this Court through the learned counsel for the petitioner that the alleged victim is now a practicing Advocate of Alipore Court. The prayer of the petitioner is for transfer of the case to Alipore

Court which again is an apprehension that the opposite party/accused may not get a 'fair trial'.

Considering the submissions of the learned counsel for all the parties and in view of the observations made above, the proceedings in G.R. Case No. 1912 of 2017 in Sessions Trial Case No. 7 of 2020 arising out of Basirhat P.S. Case No. 478 of 2017 under Sections 363/365/376/34 of the Indian Penal Code pending before the Court of the learned Additional District & Sessions Judge, 1st Fast Track Court, Basirhat, is hereby withdrawn and transferred to the file of the learned District & Sessions Judge, Barasat, which is at a closer distance from Basirhat than the Court at Barrackpore.

Learned District & Sessions Judge, Barasat, shall assign the matter to any of the Courts having jurisdiction to dispose of the matter at the earliest or retain the same in his own file.

Case diary be returned to the learned counsel for the State.

The revisional application being CRR 2633 of 2021 is accordingly disposed of.

All connected application, if any, stands disposed of.

Interim order, if any, stands vacated.

Urgent certified website copy of this judgment, if applied for, be supplied expeditiously after complying with all, necessary legal formalities.

(Shampa Dutt (Paul), J.)