

07-06-2023
Subha
Item no.07
Ct no.34

IN THE HIGH COURT AT CALCUTTA
Criminal Revisional Jurisdiction

CRR 3327 of 2022

Hassan Subid
-versus-
Ferdousi Begum & Anr.

In Re : An application under Section 482 read with Section 401 of the Code of Criminal Procedure.

Mr. Manas Kuamar Das
Mr. Aritra Kumar Thokdar
.....for the petitioner.

The present is a subject matter of challenge in respect of a proceeding under Section 23 of the PWDV Act. The orders so passed is by the learned A.C.J.M, Berhampore, Murshidabad. There are certain grievances of the petitioner. However, the same do not come within the purview of the high court at this stage until and unless the statutory remedies under Section 29 for the PWDV Act is exhausted before the learned District and Sessions Judge.

Petitioner is granted liberty to challenge the same order before the learned District and Sessions Judge in its appellate jurisdiction. If an application under Section 5 of the Limitation Act is preferred before the learned District and Sessions Judge in that case the learned appellate court would consider that the delay was due to the revisional application being wrongly filed before the high court and the same was pending.

With the aforesaid observations, the present revisional application being CRR 3327 of 2022 is disposed of.

All Pending applications, if any, are disposed of accordingly.

All concerned parties are to act in terms of a copy of this order duly downloaded from the official website of this court.

[Tirthankar Ghosh, J]