

06-12-2023
Subha
Item no. 10
Ct no.34

IN THE HIGH COURT AT CALCUTTA
Criminal Revisional Jurisdiction
CRR 4313 of 2023

Dr. Arbaaz Patwe and anr.

-versus-

State of West Bengal and Anr.

Mr. Md. Adil Badr
Mr. Md. Aqib Badr
Mr. Shakti Shivam
Mr. Abdul Kalam Chowdhury
....for the petitioners.

Mr. Sohan Gani
Ms. Nafisa Anwar
Mr. Vishal Prasad

...for the O. P. No.2.

Mr. Kaushik Kundu

...for the State.

The revisional application has been preferred challenging the proceedings of Beniapukur P. S. Case No. 45 of 2023 dated 30-01-2023 under Sections 498A/406/34 of the Indian Penal Code and Sections 3/4 of the D. P. Act.

During the pendency of the revisional application submissions were advanced by the learned advocate for the petitioner and the learned advocate for the private opposite party no. 2 that an amicable settlement has been arrived at between the parties. The case arose out of matrimonial dispute. As such, Mr. Kundu, learned advocate for the State has submitted a report. Let the report be kept with the record. The report encloses the statement of Humaira Ahmad as well as her communication to the Officer-in-Charge, Beniapukur Police Station. The statement so recorded reflects that the parties have settled their dispute and

staying together.

Having considered the statement and the declaration, I am of the opinion that under the changed circumstances further continuance of the proceedings would result in harassment. Accordingly, all further proceedings of Beniapukur P. S. Case No. 45 of 2023 under Sections 498A/406/34 IPC and Sections 3/4 of the D. P. Act along with chargesheet submitted therein before the Learned Additional Chief Judicial Magistrate, Sealdah is hereby quashed.

Accordingly, the revisional application being CRR 4313 of 2023 is allowed.

Pending applications, if any, are consequently disposed of.

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]