

D/L117
24.04.2024
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C.R.R.1334 of 2024
With
CRAN 1 of 2024

In Re: An application under Section 482 read with Section 401 of the
Code of Criminal Procedure, 1973;

Poulam Guha
Versus
The State of West Bengal and another

Mr. Soumyajit Das Mahapatra
Ms. Madhurai Sinha.
...for the petitioner.

Mr. Anand Keshari
Mr. Soham Bhakat.
...for the State.

Mr. Soumya Basu Roy Chowdhuri.
...for the opposite party no.2.

Report submitted by the State be kept with the record.

Affidavit-of-service filed by the petitioner be also kept
with the record.

The opposite party no.2 in a statement has expressed
that she do not intend to pursue with the present case. However, I
have checked the case diary and on an assessment of the medical
report of South Dum Dum Municipal Hospital, I find that Sandip
Datta, the husband of the opposite party no.2, sustained injury and
the doctor had to administer six stitches at the frontal region and
over face.

Having regard to the nature of the injury which is
appearing from the records of the case, I am not inclined to extend
the benefit of compromise or amicable settlement in this case.

Accordingly, I direct that charges be framed by the jurisdictional court and after the evidence of the injured victim is over, petitioner would be at liberty to approach this Court. The learned court in seisin of the matter would proceed in accordance with law.

Accordingly, CRR 1334 of 2024 along with CRAN 1 of 2024 is dismissed.

Case diary be returned to the learned advocate appearing for the State.

All parties shall act on the server copy of this order duly downloaded from the official website of this Court.

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

(Tirthankar Ghosh, J.)