

08.01.2024
Item No.120
BR

CRR 2015 of 2018

In the matter of : Jhantu Chatterjee

.....petitioner

Ms. Faria Hossain,

Mr. Arindam Sen

... for the petitioner

Nobody appears on behalf of the petitioner. Even on earlier occasion nobody represented the petitioner in spite of service of administrative notice. No accommodation sought for..

The learned counsel appearing for the State produced the case diary and objected the prayer for quashing of FIR being Pancha P.S. Case No. 11/2018 dated 6.3.2018 punishable under Sections 341/326/354/34 of the Indian Penal Code corresponding to GR Case No. 276/2018 pending before the learned Judicial Magistrate at Purulia. She further indicates the statement of the injured person and medical documents wherefrom it can be ascertained that the victim was

suffered injuries with an assault of sharp weapon that is Katari. She further submits that upon perusal of the case diary the Hon'ble High Court also rejected his anticipatory bail on the ground that prima facie disclosing involvement of the petitioner in assaulting the victim with a sharp cutting weapon over his face resulting in admitted in Hospital. Considering the gravity of offence, the instant revisional application is liable to be dismissed.

Having heard the submission of the learned advocate for the State and on perusal of the case diary, it appears there are sufficient prima facie materials against the alleged offences punishable under Sections 341/326/354/34 of Indian Penal Code in the case diary and the FIR has clearly disclosed the cognizable offence against the petitioner. Though, the petitioner claimed that he has lost his right hand by an accident and he was declared 60 per cent disability by the Medical Board. Furthermore, he donated one of his kidney to his daughter Saraswati Goswami. He is under the strict medical supervision. He has been falsely implicated due to personal grudge and

enmity with the complainant and his family members and accordingly he seeks for quashing of FIR vide Pancha P.S. Case No. 11/2018 dated 6.3.2018 punishable under Sections 341/326/354/34 of the Indian Penal Code corresponding to GR Case No. 276/2018 pending before the learned Chief Judicial Magistrate at Purulia. But the materials available in the case diary shows a different story and found sufficient materials against the present petitioner. The medical document also supports the cognizable offence.

Considering the gravity of offence and disclosing the cognizable offence in the FIR, this Court does not find any merit on the application for quashing of FIR.

Accordingly, **CRR 2015 of 2018** is, thus, dismissed without any order as to costs.

Let a copy of this order be communicated to the learned Court below for information and necessary action.

Urgent xerox certified copy of this order, if applied for, be given to the learned advocate for the parties on usual undertakings.

(Ajay Kumar Gupta , J.)