

02.01.2024
Item No.15
Ct.No.34
dc.

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

C.R.R. 4922 of 2023
with
CRAN 1 of 2023

In the matter of : **Tapan Das @ Tapan Kumar Das**
... Petitioner.

Mr. Amal Krishna Samanta,
Mr. Arun Kumar Das ... For the Petitioner.

Re: CRAN 1 of 2023
(an application for Restoration)

Learned advocate appearing for the petitioner prays for
condonation of delay of 52 days in preferring this revisional
application.

The reasons so assigned in the application for
condonation of delay are found to be just and sufficient.
Accordingly, delay is condoned. The application being CRAN 1
of 2023 is, thus, allowed.

Re: CRR 4922 of 2023

The revisional application is taken up for
consideration.

The petitioner is aggrieved by the order of interim
maintenance awarded by learned Judicial Magistrate, 1st
Court, Contai, Purba Medinipur. I find from the order under
challenge i.e. 27.04.2023, the learned Magistrate was pleased
to award interim maintenance of Rs.2000/- per month to the
wife and Rs.1500/- per month to the minor daughter. Having
regard to the meagre amount so awarded by way of interim
maintenance, I am not inclined to interfere with the quantum

of interim maintenance so awarded. However, the learned Magistrate will take efforts as the case was initiated in the year 2021 to conclude the proceedings under Section 125 of the Code of Criminal Procedure by 31.08.2024. The learned Magistrate will be at liberty to arrive at its independent finding after evidence is adduced by both the parties.

Needless to state that this Court has not entered into the merits of the case and the learned trial court will independently arrive at its finding.

With the aforesaid observations, the revisional application being CRR 4922 of 2023 is disposed of.

Pending other connected application, if any, is consequently disposed of.

All concerned 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 with all requisite formalities.

(Tirthankar Ghosh, J.)