

22.04.2024

Sl. No.: 20

Court No.30
BM

CRR 1611 of 2020

Namita Mondal @ Namita Mandal (Mainan) @ Namita Mainan Mandal & Anr.

Vs.

The State of West Bengal & Anr.

Mr. Partha Sarathi Das

Mr. Kausik Biswas

Ms. Shanta Sarkar

Mr. Debojyoti De

Ms. Souriya De

... for the petitioners

Ms. Shreyashee Biswas

Ms. Rita Datta

... for the State

Mr. Apurba Kumar Dutta

Mr. Syed Mosihar Rahaman

... for the opposite party no.2

The present revisional application has been preferred praying for quashing of the impugned proceeding, now pending before the learned Additional Chief Judicial Magistrate at Uluberia Court, Howrah in connection with Shyampur Police Station Case No.174/2020 dated 04.07.2020 under Sections 341/323/325/379/506/34 of the Indian Penal Code(G.R Case No.1086 of 2020).

Heard the learned counsel appearing for the petitioner, the opposite party no.2/complainant and the learned counsel for the State who has placed the case diary.

On perusal of the case diary, it appears that the medical papers/injury report in the case diary shows that the victim has suffered injuries in the instant case and the present petitioner has been specifically named in the injury report for the said assault. There are several other materials on record to prima facie make out the offence as alleged in the present case.

There being a prima facie case against the petitioner, the present case should be permitted to proceed towards trial.

Accordingly, the revisional application is dismissed and the trial court to proceed with the trial in accordance with law.

All applications connected thereto stand disposed of.

Interim order, if any, stands vacated.

Let a copy of the order be sent to the learned trial court for compliance.

Urgent Xerox certified copies of this order, if applied for, shall be supplied to the learned counsel for the parties as expeditiously as possible, in compliance of usual formalities.

(Shampa Dutt (Paul), J.)