

IN THE HIGH COURT AT CALCUTTA

Circuit Bench at Jalpaiguri

Criminal Revisional Jurisdiction

CRR No. 36 of 2024

In the matter of : Soumyajit Saha & Anr.

..... petitioners.

Mr. Swarup Das

...for the petitioners.

Mr. Aditi Shankar Chakraborty, Ld. APP

...for the State.

Mr. Subham Chanda ...for private opposite party no.2.

Affidavit of service filed by the petitioners is taken on

Heard learned counsels for the parties.

Learned counsels for the petitioner and the 2nd

opposite party have filed a joint petition being CRAN 1 of

2024 which demonstrates that the dispute between the

parties has been amicably settled. The de facto

complainant/private opposite party has no objection if the

GR case no. 694 of 2014 under Section 498A of the Indian

Penal Code pending before the learned Judicial Magistrate,

Cooch Behar is quashed.

In view of the submission made on behalf of the

parties as well as the averment of the parties in the

application, this Court is inclined to hold that

continuation of the proceeding before the learned Judicial

Magistrate shall serve no fruitful purpose and shall be abuse of the process of law.

The application being CRR 36 of 2024 is allowed in terms of the compromise application filed by both the parties jointly being CRAN 1 of 2024. Proceedings of GR case no. 694 of 2014 under Section 498A of the Indian Penal Code pending before the learned Judicial Magistrate, 1st Court, Cooch Behar is quashed.

There shall, however, be no order as to costs.

Urgent certified website copy of this order, if applied for, be furnished to the parties upon compliance of necessary formalities.

(Suvra Ghosh, J.)