

CRR 2234 of 2025
with
CRAN 1 of 2025

Pralay Sarkar @ Bhagna & Ors.
Vs.
The State of West Bengal & Anr.

Mr. Bikash Ranjan Bhattacharyya, Sr. Adv.
Mr. Uday Shankar Chattopadhyay
Ms. Rajashree Tah
Ms. Trisha Rakshit
Ms. Aishwarya Datta
Ms. Bidisha Chakraborty
Ms. Sadia Parveen ...for the Petitioners

Mr. Abhishek Halder
Ms. Pramiti Bandopadhyay
Mr. Swadesh Mishra
Ms. Madhurima Basu
Mr. Debabrata Halder ...for the O.P. no. 2

Mr. Debasish Roy, Ld. PP
Ms. Shaila Afrin
Ms. Suruchi Saha ...for the State

This is an application wherein the petitioners have challenged the impugned proceeding being Mogra Police Station case no. 57 of 2020 corresponding to G.R. case no. 309 of 2020 dated 13.2.2020 under Sections 341/323/506/34 of the IPC.

Mr. Bikash Ranjan Bhattacharyya, learned Senior Advocate appearing for the petitioners submits that the present dispute between the parties arose from the mismanagement and against smooth running of a polytechnic college under Bandel Elite Academy. After completion of investigation, police has submitted charge-sheet under 341/323/506/34 of the IPC.

However, after long battle, the private parties have amicably settled their dispute and both the petitioners as well as the private opposite party made a prayer before the court for quashing

of the impugned proceeding and to that extent, they have filed one application being CRAN 1 of 2025, signed by both the parties.

Learned counsel for the State submits that the dispute is private in nature and if the parties have amicably settled their dispute for their future peaceful co-existence, the State does not want to stand in their way and accordingly, he leaves the prayer for the discretion of the court.

Having heard learned counsel for both the parties, it appears that the parties have amicably settled their dispute and the defacto-complainant has decided not to support the imputations levelled in the FIR during trial. It is for that reason parties have filed the connected application before this court for quashing the proceeding. I notice from a reading of FIR and the other documents on record that the dispute is purely a personal one between two private parties and that basically it arose over the issue of management and smooth running of college affairs among the college staff and there is absolutely no public policy involved in the nature of allegations made against the accused persons. Moreover, the offences alleged are compoundable in nature. I therefore of the view that no fruitful purpose would be served in continuing with the instant proceeding in the light of the genuine settlement among the parties and also for the reason that the possibility of a recording conviction against petitioners has thus to be ruled out in view aforesaid compromise.

In such circumstances, I find that in order to prevent abuse of the process of the court and to secure the ends of justice, this is a fit case where the proceeding is required to be quashed

invoking court's jurisdiction under Section 482 of the Code of Criminal Procedure.

In such view of the matter, CRR 2234 of 2025 is allowed. The connected application being CRAN 1 of 2025 is also disposed of.

The impugned proceeding being Mogra Police Station case no. 57 of 2020 corresponding to G.R. case no. 309 of 2020 dated 13.2.2020 under Sections 341/323/506/34 of the IPC, presently pending before the learned Chief Judicial Magistrate, Hooghly is hereby quashed.

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

(Dr. Ajoy Kumar Mukherjee, J.)