

25.6.2026
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**CRR 167 of 2026
with
CRAN 1 of 2026**

**Ranajit Dasgupta
Vs.
The State of West Bengal & Anr.**

Mr. Moyukh Mukherjee
Mr. Abhijit Singh
Ms. Sarmistha Basak ... for the petitioner

Mr. Niladri Saha
Ms. Madhurima Basu ... for the O.P. no. 2

Mr. Sagar Saha
Mr. Sunil Gupta ...for the State

Report submitted by the Investigating officer along with the statement of the victim dated 23.6.2026 are taken on record.

In this application, the petitioner has prayed for quashing of the proceeding being Jadavpur Police Station case no. 133 dated 2.3.2011 under Sections 498A/406/34 of the IPC, presently pending before the learned Additional Chief Judicial Magistrate, Alipore.

Being aggrieved by the aforesaid proceeding, the petitioner has preferred the instant application alleging that the materials available in the record clearly establish that the matrimonial relationship had broken down long back and the parties decided to live separately for more than a decade. By this time, the matrimonial relationship has also come to an end by way of decree of divorce.

However, during pendency of the instant application, the parties have amicably settled their disputes and to that

extent, they have filed one connected application being CRAN 1 of 2026.

Learned counsel for the opposite party no. 2 on instruction submits that the defacto-complainant has decided not to support the imputations levelled in the complaint and as such, both the parties prayed before this court for quashment of the said proceeding.

Learned counsel for the State submits that the dispute is private and matrimonial in nature and when the parties have amicably settled their dispute outside the court, the State does not want to stand in their way to lead future peaceful life.

Having heard learned counsel appearing on behalf of all the parties, it appears that both the parties have amicably settled their dispute outside the court and the opposite party no. 2 herein has decided not to support the imputations, which is also reflected in the recorded statement annexed with the report, submitted by the Investigating officer before this court today.

In such view of the matter, I find that further continuance of the impugned proceeding would be nothing but a mere abuse of process of the court as there is hardly any chance of conviction at the end of trial in view of amicable settlement between the parties. On the contrary, if the prayer for quashment made by both the parties is rejected merely on the ground that some of the alleged

offences are not compoundable, it may become counter productive.

In view of above, CRR 167 of 2026 along with CRAN 1 of 2026 are allowed.

The impugned proceeding being Jadavpur Police Station case no. 133 dated 2.3.2011 under Sections 498A/406/34 of the IPC, presently pending before the learned Additional Chief Judicial Magistrate, Alipore is hereby quashed.

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

(Dr. Ajoy Kumar Mukherjee, J.)