IN THE HIGH COURT AT CALCUTTA
CRIMINAL REVISIONAL JURISDICTION
APPELLATE SIDE

Sl. 22
25.11.2026
Court No.34
Sc

CRR 4855 OF 2024
With
I.A. No. CRAN 3 OF 2026

Re : An application under Sections 482 and 397 of the Code of Criminal Procedure corresponding to Sections 528 and 438 of the Bharatiya Nagarik Suraksha Sanhita, 2023.

In the matter of: **Tamojit Bhattacharjee**

... Petitioner

Mr. Debabrata Ray, Adv.
Mr. Gazi Faruque Hassan, Adv.
Ms. Sarbani Mukhopadhyay, Adv.

... For the Petitioner

Mr. Amartya Ghose, Adv.
Mr. Prabal Das, Adv.

...For the State

Mr. Soumik Dey, Adv.
Mr. Saikat Pal, Adv.
Ms. Rika Das, Adv.
Mr. Deepjit Guha, Adv.

... For the O.P. No.2

1. Affidavit-of-service filed on behalf of the petitioner be taken on record.

2. At the outset on behalf of the State as well as on behalf of the opposite party no.2 vehement objection has been raised regarding maintainability of this revisional application with two-fold grounds.

3. Firstly, the form in which this revisional application is filed disclosing the name of the victim lady is against the notification passed by this Court on 25th September, 2023 as well the judgment passed by the Hon'ble Supreme Court.

4. Secondly, prior to filing of this revisional application, another application for quashing of the entire proceeding in respect of the selfsame proceeding seeking quashing of the entire proceeding arising out of selfsame case already filed ,as specifically averred in paragraph 11 of the instant revisional application. During the pendency of the said revisional application, the present revisional application was again filed in the year 2024 reiterating the prayer for quashing of the entire proceeding.

5. In the interregnum, pursuant to the directions passed by the Learned Co-ordinate Bench in earlier revisional application being CRR 3978 of 2022 the learned Court below was directed to proceed with the matter. Accordingly, the application filed by the present petitioner was rejected and the date was fixed for recording of evidence.

6. On the other hand, in the instant revisional application, as the attention of this court was not drawn to the pendency of the earlier revisional application and the direction passed therein , , liberty was granted to the petitioner to seek an adjournment on the date so fixed.

7. Thus it is evident that the conduct of the petitioner in pursuing two separate revisional applications ,both seeking identical reliefs in respect of the self-same proceeding, without bringing the relevant facts and previous directions to the notice of this court was resulted in judicial impasse. Consequently contradictory directions passed by two different Benches in connection with two separate revisional applications concerning

one and the same proceeding, thereby creating an anomalous situation.

8. Therefore, this Court is of the considered view that there is any reason to allow this revisional application filed in the year 2024 to continue further as being not tenable in the eye of law.

9. Accordingly, this revisional application stands dismissed being not maintainable.

10. Connected application also stands dismissed.

11. However, since the first revisional application filed for quashing the entire proceeding in the year 2022 which is still pending needs to be disposed of at the earliest.

12. Accordingly, department is directed to list the said revisional application being CRR 3978 OF 2022 be listed on 18th December, 2026 under the heading “Contested Application”.

13. Urgent Photostat certified copies of this order, if applied for, be supplied to the parties upon compliance of all necessary formalities.

[CHAITALI CHATTERJEE (DAS), J.]