

14.01.2026
Item no. 60.
Court No.3.
Rakib

**In the High Court at Calcutta
Circuit Bench at Jalpaiguri
Criminal Revisional Jurisdiction**

CRR 425 of 2024

**Tinkari Bhuiya
VS
The State of West Bengal & Anr.**

Mr. Rabiul Islam
Mr. Raju Mondal
.....for the Petitioner.
Mr. Nilay Chakraborty, Ld. APP
Mr. Saikat Chatterjee
.....for the State.

Affidavit-of-service filed by the petitioner be kept with the record.

Learned advocate for the petitioner has prayed for quashing of Kotwali Police Station case no. 269 of 2009 corresponding to G.R. Case no. 267 of 2009 wherein after the investigation was concluded charge-sheet was submitted on or about 28.02.2011 under Section 498A of the Indian Penal Code. Learned advocate for the petitioner submits that the petitioner has been implicated in connection with the instant criminal proceedings on the basis of embellished statement and with a malicious intention the same was on ulterior motive for wrecking vengeance.

Earlier a revisional application was filed by one of the co-accused of the present case which was disposed of. The

revisional application is not supported by statement of witnesses nor is there certified copy of the order-sheets in respect of the stage of the case before the learned trial Court.

Mr. Chakraborty, learned Additional Public Prosecutor appearing on behalf of the State opposes the prayer which have been advanced.

I find that the application for quashing of the proceedings was preferred after 13 years of the charge-sheet having been submitted. Having considered that such belated plea cannot be entertained, I direct that the petitioner in course of the trial would be at liberty to canvass the issues agitated in the present revisional application.

With the aforesaid observations CRR 425 of 2025 is disposed of.

All parties shall act in terms of server copy of the order downloaded from the official website of this Court.

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

(Tirthankar Ghosh, J.)