

IN THE COURT OF THE SESSIONS JUDGE, COOCH-BEHAR

Criminal Appeal No. 06 of 2025
(CNR No. WBCB01-000861-2025)

Sushil Sarkar

–versus–

Usharani Sarkar & 2 others

Present : Smt. Sonalee Nandy Chakrabarti, (J.O. Code – WB00584)
Sessions Judge, Cooch-Behar

Order No.1, dt. 07-04-2025

An application under section 29 of the Protection of Women from Domestic Violence Act, 2005, is filed this day against the impugned order No. 12, dated 06-06-2024 passed by the learned Chief Judicial Magistrate, Sadar, Cooch-Behar in Misc. (D.V.) Case No. 149 of 2023 along with certified copy of the impugned order.

I have perused the impugned order No. 12, dated 06-06-2024 passed by the learned Chief Judicial Magistrate, Sadar, Cooch-Behar in Misc. (D.V.) Case No. 149 of 2023.

Considered.

The appeal is barred by Limitation. In this regard, petition under section 5 of Limitation Act (**I.A. No. 01 of 2025**) is filed. Let the limitation petition be kept with the record at this stage.

Register it as Criminal Appeal (L).

Appellant also files petition for stay of operation (**I.A. No 02 of 2025**) of the impugned order No. 12, dated 06-06-2024 passed by the learned Chief Judicial Magistrate, Sadar, Cooch-Behar in Misc. (D.V.) Case No. 149 of 2023.

Heard. Considered. Prayer for stay of operation (**I.A. No 02 of 2025**) of the impugned order No. 12, dated 06-06-2024 passed by the learned Chief Judicial Magistrate, Sadar, Cooch-Behar in Misc. (D.V.) Case No. 149 of 2023 is allowed till disposal.

Issue summons upon the respondent in respect of the limitation petition through the process of the court as well as by registered or speed post at once.

Fix 18/06/2025 for SR, appearance of the respondents, hearing of limitation petition (I.A. No. 01 of 2025) and hearing of stay application (I.A. No. 02 of 2025).

Dictated & corrected,

Sd/-
Sessions Judge
Cooch Behar

Sd/- S.N.Chakrabarti
Sessions Judge
Cooch Behar