

Criminal Revision No. 8 of 2025
CNR No. WBDJ070002382025
JO CODE : WB00659

Present : Sri Utpal Misra, District & Sessions Judge, Kalimpong

Order no. 9, Dated : 24.06.2026

1. Haziras have been filed for the respective parties.
2. Today is fixed for hearing.
3. At this stage one application is filed on behalf of the respondent praying for an adjournment on the ground stated therein which is considered and allowed.
4. At this stage Ld. Lawyer for the revisionist draws the attention of this court towards an application for stay of the impugned order of the Ld. Trial Court.
5. Seen the stay application filed by the revisionist.
6. Ld. Lawyer for the revisionist submits before this court that the petitioner/revisionist is not in any permanent or government employment and earns irregular income from association with a private music institute having no fixed monthly salary. He further submits that the Opposite Party/respondent no. 1 also earns Rs. 9,000/- per month which was not considered by the Ld. Trial Court. According to him, unless the order of the impugned order is stayed, the petitioner will suffer irreparable loss and injury as the order is executable. So, he prays for stay of the impugned order till the disposal of the instant criminal revision.
7. Ld. Lawyer for the respondent on the other hand submits before this court that Ld. Trial Court after considering all the material particulars passed the impugned order and if the same is stayed then the respondent will suffer an irreparable loss. So, he prays for rejection of the stay application.
8. Having heard the submissions of both sides and perusing the materials in the LCR, let there be a stay of the further proceedings regarding execution of the impugned order on condition that the revisionist shall pay Rs. 5,000/- per month each to the respondent no. 1 and respondent no. 2 till the disposal of the instant criminal revision.
9. Let a copy of this order be sent to the Ld. Trial Court for necessary compliance.
10. The instant stay application is thus accordingly disposed of.
11. To 08.07.2026 for hearing of the instant criminal revision.

Dictated & Corrected

Sd/-

District & Sessions Judge,
Kalimpong

Sd/-

District & Sessions Judge,
Kalimpong