

In the Court of Addl. Sessions Judge, 4th Court Barasat, North 24 Parganas.

Crl. Appeal 08 of 2026

Present : Smt. Barnali Das Gupta
Addl. Sessions Judge, 4th Court, Barasat
JO Code- WB00878

1. Sri Rana Biswas
2. Uttam Biswas
3. Bani Biswas

... Appellants

- vs -

1. Piyali Biswas (Nee Mukherjee)
2. The State of West Bengal

... Respondents

Order No. 03 dated 03.02.2026

Today is the date fixed for appearance.

Appellants are present through their learned advocate.

Learned P.P.-in-charge files hazira.

Appellants file stay petition supported by affidavit today as the previous one filed by them was not proper hence the previous stay petition dated 27.01.2026 is rejected as not according to law.

Appellants prayed before the court for hearing of the stay petition filed today i.e. 03.02.2026.

Heard. Considered. Prayer is allowed.

Petition for stay dated 03.02.2026 is taken up for hearing.

Heard learned advocate for the appellants who are present before the court today.

It appears that the instant Criminal Appeal has been filed by the appellants against the impugned order and judgement dated 26.12.2025 passed by the learned A.C.J.M. , Barasat in C Case No. 1610 of 2022 under Section 12 of Protection of Women from Domestic Violence Act and other related sections. It further appears that while disposing of the case, learned trial court passed an order and directed this appellants to pay a sum of Rs.15,000/- each per month to the respondent No. 1 and her minor child and also to pay a sum of Rs.10,000/- for Section 19(f) of the said Act. In addition learned trial court also directed the appellants to pay Rs.3,00,000/- as compensation and damage to the respondent No. 1 in three equal installments and the first one will be payable within 30 days from the date of order i.e. 26.12.2025.

As the instant Criminal Appeal has been preferred by the appellants being aggrieved and dissatisfied by the judgement and order dated 26.12.2025 passed by the learned A.C.J.M., Barasat, for setting aside the same, this court is of the opinion that the appellants should be given an opportunity of being heard regarding their grievances against the said judgement dated 26.12.2025 and if any action has been taken in respect of that judgement dated 26.12.2025 by the present respondent No. 1 against the appellants, then the instant Criminal Appeal will become infructuous.

In this juncture it is -

ORDERED

that the prayer for stay of the impugned judgement and order dated 26.12.2025 passed by the learned A.C.J.M. at Barasat as prayed by the appellants is hereby allowed and the impugned order and judgement will be stayed till next date

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of this case subject to payment of Rs.20,000/- per month to the respondent No. 1 as maintenance for herself and her minor child which will be payable by 15th of every month and will be started from February, 2026

Requisites are filed by the appellants. Issue the same at once.

To 09.03.2026 for S.R. and appearance.

Dictated & corrected by me,

Judge

Additional Sessions Judge,
4th Court , Barasat
03.02.2026

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