

ORDER SHEET
In the Court of Sessions Judge,
Paschim Medinipur
Criminal Appeal No. 16 of 2025
Sessions Judge, Paschim Medinipur
J.O. Code No.WB 00627
CIS No. 16/2025, CNR No.WBWM01 00 0933 2025

1 dtd. 28.1.2025 The Criminal appeal filed by appellant Nityananda Ghosh against Smt. Samarthi Ghosh and the State of West Bengal u/s 29 of Protection of women from Domestic violence act 2005 challenging the order dated 8.1.2025 passed by the Ld. J.M. 5th Court, Paschim Medinipur in C/W Misc. case No. 246/2024.

Register. Heard ld. Advocate for the appellant.

The Criminal appeal having been filed within time being accompanied by the certified copy of the impugned judgement/order and voklatnama, the same is admitted for adjudication on merit over the legality and propriety of the impugned order.

Ld. Advocate for the appellant by filing a separate petition has prayed for stay of the impugned order.

Heard. Considered.

Considering the submission of the ld. Advocate for the appellant/petitioner and facts and circumstances of the case, I find it proper to stay the operation of the impugned order dated 8.1.2025 passed by the Ld. J.M 5th Court, Paschim Medinipur subject to the condition that appellant shall go on paying Rs. 3000/-per month to O.P Samarthi Ghosh and Rs. 3000/- per month to her minor daughter in total Rs. 6000/- per month from the date of this order i.d the order of stay shall automatically vacated.

Accordingly, the impugned order is stayed. Let the case record be transferred to the Court of the Ld. Additional Sessions Judge, 4th Court, Paschim Medinipur for disposal.

Issue notice upon the O.Ps. Requisite at once.
TCR be called for.

Let the TCR be produced before the transferee Court i.e. the Court of Ld. Additional Sessions Judge, 4th Court, Paschim Medinipur by the next date fixed.

To 27.2.2025 for SR, appearance and TCR.

Dictt. and corrt. by me

S.J.

Sessions Judge
Paschim Medinipur