

CRR 794 of 2026

**RIPON SAHA
VS
SOMA GHOSH**

Mr. Rajdeep Majumder, Sr. Adv.
Mr. Arnab Neogi
Ms. Anusri Rathore
Mr. Sourav Samanta
Ms. S. Putatundu

... for the petitioner

1. Present petition is being filed seeking quashing of the proceeding arising out of AC Case No.2095/2024 under Section 12 of the Protection of Women from Domestic Violence Act, 2005.

2. Mr. Rajdeep Majumder, learned senior counsel for the petitioner submits that the petitioner enter into a void marriage with the opposite party, during subsistence of the first marriage of the opposite party, as being admitted in her complaint itself.

3. Learned counsel for the petitioner submits that in view of this, her relationship with the opposite party does not fall within the category of domestic relationship as defined in Section 2(f) of the Domestic Violence Act.

4. Learned senior counsel has also placed reliance upon Indra Sharma vs. EAB Sharma reported in 2007(15) SCC 755.

5. Learned counsel submits that present proceeding, if allowed to be continued would be abuse of the process of court.

6. Issue notice to the opposite party.

7. Affidavit of service be filed.

8. List in the monthly list of June, 2026.

9. In the meantime, proceeding arising out of AC Case No.2095/2024 shall remain stayed till 30th June, 2026 or until further order whichever is earlier.

(Dinesh Kumar Sharma, J.)