

In Re: **Raj Jaiswal & Ors.**

...Petitioner

Mr. Antamikhya Basu,  
Mr. Sayan Mukherjee,  
Ms. M. Saha.

.... For the Petitioner.

1. Heard the submission of the learned Advocate for the petitioner.  
The learned Advocate for the petitioner relied upon the judgment of the Hon'ble Supreme Court in **Achin Gupta Vs. State of Haryana & Anr.** reported in **2024 INSC 396.**
2. The present petitioners being the brother-in-law have come up before this Court for quashing the present petition pending before the learned Additional Chief Judicial Magistrate, 2<sup>nd</sup> Court, Calcutta in connection with the complaint lodged by the present opposite party under Sections 85/316(2)/351(2)/3(5) of BNS, 2023 read with Section 3 and 4 of Dowry Prohibition Act, 1961.
3. The parties obtained anticipatory bail.
4. The learned Advocate representing the petitioner argued that the complaint is absolutely silent about any role attributing by the present petitioners against the opposite party No.2.
5. Prima facie found omnibus allegation without any specific date event or year of torture against the present opposite party No.2 by this present petitioner.
6. Therefore, an arguable case has been made out. For which the matter is required to be heard.

7. Hence, the petitioner is directed to serve a copy of this revisional application to the opposite parties through speed post as well as the office of the public prosecutor.
8. The mater to appear as contested application four weeks hence.
9. In the meantime, there be stay of all further investigations pending before the petitioner till 30<sup>th</sup> April, 2026 or until further order whichever is earlier.

**(Chaitali Chatterjee (Das), J.)**