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CRR 1510 of 2026

**Surajit alias Surojit Sardar & Ors.
Vs.
The State of West Bengal & Anr.**

Mr. Sudipta Kumar Bose
Ms. Lipika Nath

...for the Petitioners

The petitioners herein have prayed for quashing of the proceeding being G.R. case no. 6251 of 2022, presently pending before the learned Judicial Magistrate, Baruipur.

Being aggrieved by the aforesaid proceeding, learned counsel for the petitioners submits that the allegations levelled against the present petitioners are absolutely frivolous, fabricated and made with an intention to harass the petitioners. In the impugned proceeding, the complainant has suppressed the material fact as well as the fraud committed by the defacto-complainant. The defacto-complainant did not disclose that after the contract of marriage between the defacto-complainant and the petitioners, it was put under challenge in the divorce case. The ingredients of the offence as alleged by the defacto-complainant in her complaint, is completely missing. After making perfunctory investigation, the police has humiedly submitted charge-sheet against the present petitioners under Section 406 of the IPC within 48 hours of lodging of the complaint. In such circumstances, further continuance of the instant proceeding will be mere abuse of process of

the court and therefore, he prayed for quashing of the impugned proceeding.

Having heard learned counsel for the petitioners, the application is admitted.

Petitioners are directed to serve a copy of the application upon the State through the office of the Public Prosecutor, High Court, Calcutta and upon the opposite party no. 2 by speed post intimating the next date of hearing and to file affidavit of service on the returnable date.

Let the matter appear in the Monthly list of June, 2026 under the heading **“Contested Application”**.

Learned counsel for the petitioners prays for stay of the impugned proceeding.

Having heard learned counsel for the petitioners and that the petitioners have made out an arguable case which requires adjudication on merit, let all further proceedings being G.R. case no. 6251 of 2022, presently pending before the learned Judicial Magistrate, Baruipur be stayed for a period of eight weeks or until further order, whichever is earlier.

Urgent Photostat certified copy of this order, duly applied for, be given to the parties upon compliance of all requisite formalities.

(Dr. Ajoy Kumar Mukherjee, J.)