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CRR 2203 of 2026

**Jaheda Khatun & Ors.
Vs.
The State of West Bengal & Anr.**

Mr. Santanu Talukdar
Mr. Indranil Roy Chowdhury
Mr. Anubrata Mukherjee ...for the Petitioners

Petitioners are the sister-in-law, brother-in-law and wife of brother-in-law of the defacto-complainant, who are booked under Section 498A/406/34 of the IPC in CGR case no. 4291 of 2019, presently pending before the learned Additional Chief Judicial Magistrate, Alipore. After completion of investigation, police submitted charge-sheet under Section 498A/34 of the IPC against the present petitioners as well as the husband of the defacto-complainant, who is not the petitioner herein.

Being aggrieved by the aforesaid proceeding, learned counsel for the petitioners submits that the petitioners are no way connected with the alleged offence and they have falsely implicated at the behest of the defacto-complainant to wreck vengeance. He further submits that from the statements of the mother and brother of the victim recorded during investigation, it is clear that the marriage of the defacto-complainant took place on 9.8.2019 and after three weeks i.e. on 1.9.2019, both the defacto-complainant and her husband had gone to Bangalore, where they started residing but thereafter, certain matrimonial disputes have

been cropped up between them for which, the defacto-complainant returned to her father's house. Therefore, it is very much clear from the materials available in the record that she had never led her matrimonial life in Kolkata nor had shared the same mess with the petitioners and therefore, the petitioners herein cannot be held responsible. He further submits that the allegations levelled in the complaint are totally mechanical, stereotypical and absolutely bald and omnibus in nature. Therefore, further continuance of the impugned proceeding qua the petitioners would be nothing but a mere abuse of process of the court.

Having heard learned counsel for the petitioners, the application stands 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 August, 2026 under the heading "**Contested Application**".

Learned counsel for the petitioners also prays for interim relief.

Having heard leaned counsel for the petitioners and that the petitioners have made out an arguable case, which requires adjudication on merit, let all further proceedings

being CGR case no. 4291 of 2019, presently pending before the learned Additional Chief Judicial Magistrate, Alipore be stayed for period of twelve weeks or until further order, whichever is earlier qua the petitioners namely, **Jaheda Khatun, Md. Shakil @ Jumman and Mousina Begam.**

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

(Dr. Ajoy Kumar Mukherjee, J.)