

19.09.2024
jb.
jdt.
29

CRR No. 2492 of 2024
(CRAN 1 of 2024)
In Re: Amitava Roy Chowdhury - Petitioner

Mr. Satadru Lahiri
Mr. Jyotirmoy Talukder
... For the Petitioner

Mr. Tapas Kr. Ghosh
Mr. Tanmay Chowdhury
... For the Opposite Party no. 2

Affidavit of service filed on behalf of the petitioner is taken on record.

The grievance of the petitioner is two-fold:-

First, process has been issued without compliance of Section 202 of the Code of Criminal Procedure by the learned Magistrate.

Second, there is no *prima facie* ingredient under Sections 420/406 of the Indian Penal Code against the petitioner.

It appears that the complaint is based on an allegation that the petitioner who is the father in law of the private opposite party has furnished wrong information with regard to the age of his son prior to his marriage. Though the date of birth of the son is 14th August, 1974, it was stated by the petitioner as 14th August, 1972.

The matter needs to be heard on merits.

Let the matter appear under the heading 'Contested Application' in the monthly list of December, 2024.

Further proceedings of complaint case no. 1872 of 2023 pending before the learned Judicial Magistrate, 4th Court, Asansol, Paschim Bardhaman be stayed till 24th December, 2024 or until further orders, whichever is earlier.

CRAN 1 of 2024 is disposed of.

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

(Suvra Ghosh, J.)