

25.09.2024
Sl. No.10
akd
[Adjourned]

IN THE HIGH COURT AT CALCUTTA
Criminal Revisional Jurisdiction

C. R. R. 3318 of 2024

In Re: ***Gaurav Daga & Ors.***

... .. Petitioners

Ms. Priyanka Mukherjee
Mr. Anirban Dutta
Mr. Abhishek Jain

... .. for the petitioners

1. Petitioner no.1 is the husband of the opposite party no.2-housewife and petitioner nos.2 & 3 are the uncle-in-law and mother-in-law respectively of the said lady.
2. It is submitted on behalf of the petitioners they have been falsely implicated in the criminal case. During investigation, no *stridhan* articles were recovered. Accordingly, petitioners pray for quashing of the proceeding.
3. I have considered the allegations in the FIR. The marriage was solemnized in the year 2017 and the couple was residing at Bangalore. In May 2022, petitioner no.1 deserted his wife and thereafter she was not allowed to return to her matrimonial home. It is also alleged her *stridhan* articles were misappropriated. It is contended during investigation no *stridhan* articles were recovered from the petitioners. There is no specific overt act of torture attributed to the petitioners.
4. Let a copy of the petition be served upon the opposite party no.1-State through the learned Public Prosecutor, High Court, Calcutta and opposite party no.2 through Registered Speed Post with Acknowledgment Due and file affidavit-of-service on the next date of hearing.

5. Let the matter appear as 'Contested Application' four weeks after ensuing Puja Vacation.
6. There shall be stay of the impugned proceeding being G.R. Case No.1770 of 2023 arising out of Phool Bagan Police Station Case No.127 of 2023 dated 20.07.2023 under Sections 498A/406/34 of the Indian Penal Code pending before the learned Additional Chief Judicial Magistrate, Sealdah, South 24-Parganas for a period of six weeks after ensuing Puja Vacation or until further orders, whichever is earlier.
7. Liberty is given to the parties to apply for extension and/or modification and/or variation of this order upon notice to the other side.
8. Photostat certified copy of this order, if applied for, be given to the petitioners on usual undertaking.

(Joymalya Bagchi, J.)