

**IN THE HIGH COURT AT CALCUTTA
CRIMINAL REVISIONAL JURISDICTION**

**26.09.2024
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as**

C.R.R. No. 3401 of 2024

In the matter of : Indrajit Guha.

.....petitioner

Mr. Sumanta Ganguly

..... for the petitioner

1. Liberty is given to the learned Advocate-on-record of the petitioner to correct the cause title of the petition.
2. Petitioner submits there is a dispute between petitioner-landlord and opposite party No.2-tenant. There are a number of pending litigations and the impugned criminal complaint is out and out false.
3. Having considered the allegations in the FIR/charge sheet, I am of the opinion in view of prior enmity and pending litigations, possibility of false allegation cannot be ruled out. Petitioner has made out an arguable case for quashing.
4. Copy of the petition be served upon opposite party No.1/State through learned Public Prosecutor, High Court, Calcutta and upon opposite party No.2 through registered speed post with acknowledgement due and affidavit of service be filed on the next date of hearing.
5. Let the matter appear under the heading 'Contested Application' four weeks after Puja vacation.

6. There shall be stay of operation of the proceeding being C.G.R.5687 of 2013 arising out of Lake P.S. Case No.580 dated 07.11.2013 under Sections 341/323/354/114 of the Indian Penal Code pending before the learned 3rd Judicial Magistrate at Alipore, South 24-Paraganas for a period of six weeks after Puja vacation or until further orders, whichever is earlier.

7. Liberty is given to the parties to pray for extension and/or vacation and/or modification of this order upon notice to the other side.

8. Urgent photostat certified copy of this order, if applied for, shall be given to the parties as expeditiously as possible on compliance of all necessary formalities.

(Joymalya Bagchi, J.)