

11.09.2025
D/L.26
Ct. No.446
Saikat

CRR/3739/2025

**MD. JUNAID @ MOHAMMAD JUNAID AND ORS.
VS.
STATE OF WEST BENGAL AND ANR.**

In Re: An Application under section 442 read with section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023.

Md. Babul Hussain, Adv.

...For the Petitioners

1. The instant revisional application has been filed for quashing of the proceeding in connection with C.G.R. Case No.3794 of 2023 in connection with Ekbalpore Police Station Case No.689 of 2023 dated 11th December, 2023, under sections 342/324/506/420/120B/379 of IPC pending before the learned Chief Judicial Magistrate, South 24 Parganas, Alipore.
2. It is the specific case of the petitioner that the instant proceeding is basically civil in nature, crept with criminal intent, falsely accusing against the present petitioners.
3. It is submitted that the petitioner Nos.2 and 3 are the residents of Bihar and the petitioner No.1 is staying abroad for his nature of work and in order to substantiate he has filed relevant document.
4. It is further submitted that on receiving notice under section 35(3) of BNSS the petitioners came to know of this complaint lodged against them.
5. Heard the submission.
6. Perused the case record, the contents of the complaint which primarily based upon non-execution of deed of sale despite

receiving certain amount of money. Therefore, the nature of complaint lodged is primarily civil in nature, however, that can only be decided after hearing the opposite party.

7. The learned advocate appearing for the petitioner is directed to serve copy of the revisional application along with annexures upon the opposite party No.2 through Registered Post with A/D and upon the State respondent through the learned Public Prosecutor and to file affidavit-of-service on the next date of hearing.
8. Let there be an interim state of all further proceedings in connection with C.G.R. Case No.3794 of 2023 pending before the learned Chief Judicial Magistrate, South 24 Parganas, Alipore, till 16th November, 2025.
9. Let the matter appear in the Combined Monthly Causelist of November, 2025, before the regular Bench.

[Chaitali Chatterjee (Das), J.]