

18.02.2026.
Item No. 7.
Court No. 13
ap

F.A.T. No. 487 of 2017

**Smt. Jaysree Dey
Versus
Mr. Dipankar Dey**

Mr. Subhabrata Datta,
Ms. Debjani Roy Choudhury,
Mr. Aranya Saha.

...For the appellant.

Mr. Kallol Basu,
Mr. Nilanjan Pal,
Mr. Ayushman Dasgupta.

...For the respondent.

1. Having heard the learned Counsel appearing on behalf of the respective parties, it appears that the appellant and the respondent are living separately since 2011 i.e. more than 15 years. There are criminal cases instituted by the parties against one and another.

2. This Court is persuaded by the observations of a Co-ordinate Bench of this Court dated 11th December, 2025 in F.A. 160 of 2022 in the case of **Sri Satadru Harh - Vs. - Smt. Dolon Harh** at paragraphs 58 to 62 and the observations of the Hon'ble Supreme Court of India in paragraphs 14 to 30 in the case of **Rakesh Raman - Vs. - Kavita** reported in **(2023) 17 Supreme Court Cases 433** that the marriage between the parties has irretrievably broken down.

3. Further continuance of the marital relationship would itself amounts to continuation of cruelty by one party on the other.
4. This Court has directed Mr. Basu to take instructions at a realistic and practical figure towards permanent alimony to be paid by the respondent to the appellant/wife.
5. Counsels for the respective parties are at liberty to negotiate between themselves to arrive at an amicable solution and a common figure.
6. List the matter on **11th March, 2026** under the same heading.
7. All parties are directed to act on a server copy of this order duly downloaded from the official website of this Court.

(Rajasekhar Mantha, J.)

(Md. Shabbar Rashidi, J.)