

22
(Ct. No. 29)
06.05.2026
(Susanta)

CRR 4344 of 2025
Sri Surajit Sen & Ors.
Vs.
The State of West Bengal & Anr.

Mr. D. Chatterjee,
Mr. Rudra Prasad Sinha,
Mr. M. Sardar,

...for the petitioners.

Supplementary affidavit filed on behalf of the petitioners is taken on record.

Petitioners herein have prayed for quashing of the proceeding being G.R. Case No. 5012 of 2023 presently pending before learned Chief Judicial Magistrate, North 24-Parganas.

Being aggrieved by the said proceeding, learned Counsel for the petitioners submits that suppressing her earlier marriage, the opposite party no. 2 had married for the second time without dissolving the earlier one on 04.08.2022.

The opposite party no.2 filed the instant false complaint which purportedly occurred eight months back.

Petitioners' further contention is that the allegation of physical assault made in the F.I.R has not been substantiated during investigation and the prosecuting agency could not collect any medical document in support of alleged assault.

The allegation under Section 498A is also not sustainable in view of the fact that the opposite party no. 2 is not a legally married wife of the petitioner no. 1.

Having heard the learned Counsel for the petitioners, the application stands admitted.

Petitioners are directed to serve a copy of application upon the State through the office of the Public Prosecutor, High Court Calcutta and upon the opposite party no. 2 through speed post intimating next date of hearing and to file affidavit-of-service on the returnable date.

Let the matter be listed on **24th June, 2026**.

State is directed to produce the Case Diary on the next date fixed.

Petitioner will be at liberty to pray for interim relief, if any, after serving copy to the opposite parties.

(Dr. Ajoy Kumar Mukherjee, J.)