

CRR No. 5085 of 2024

In the matter of: Jyoti Prakash Das petitioner.

Mr. Sandip Ray ...for the petitioner.

Supplementary affidavit filed by the petitioner is taken on record.

The petitioner seeks quashing of proceedings being M 215 of 2022 pending before the learned Judicial Magistrate, 2nd Court, Barasat, North 24 Parganas primarily on the ground that the opposite party is not the wife of the petitioner. The petitioner is leading a happy marital life with one Mamata Das to whom he was married on 23rd February, 1998.

The opposite party was an employee under the petitioner and has claimed maintenance under Section 125 of the Code of Criminal Procedure on false and frivolous grounds.

By an order passed on 5th October, 2024, the learned Trial Court has granted interim maintenance in favour of the opposite party to the tune of Rs.15,000/- per month and the opposite party has filed an execution case for execution of the said order.

The matter needs to be heard on merits.

The petitioner is directed to serve copy of the application along with annexure thereto upon the opposite party and file affidavit of service on the adjourned date.

Let the matter appear under the heading “Contested Application” in the monthly list of April, 2025.

Further proceedings of M Case No.215 of 2022 pending before the learned Judicial Magistrate, 2nd Court, Barasat, North 24 Parganas and the execution case initiated pursuant to the said proceeding be stayed till 30th April, 2025 or until further orders, whichever is earlier.

Urgent certified website copy of the order, if applied for, be given to the parties on compliance of requisite formalities.

(Suvra Ghosh, J.)