

CRR 14 of 2025

**Satyabrata Ghosh
Vs.
State of West Bengal & Anr.**

Mr. Sourav Mondal,
Mr. Abhijit Halder.

...for the petitioner

This is an application wherein the petitioner has prayed for quashing of the entire proceeding being G.R. Case No. 2647 of 2024 presently pending before the learned Additional Chief Judicial Magistrate, Diamond Harbour, South 24 Parganas.

Being aggrieved by the proceeding, learned counsel for the petitioner submits that the opposite party no. 2 with an ill motive has started the criminal proceeding against the petitioner only to grab the property of the petitioner by obtaining an ex parte decree in Title Suit No. 64 of 2007. The petitioner is the owner and in possession of the said property which they have purchased by a registered deed in the year 2011.

It is further submitted that the dispute between the parties is purely civil in nature and therefore, further continuance of the instant proceeding would be more abuse of the process of the Court.

Having heard the learned counsel for the petitioner, the application is admitted.

The petitioner is directed to serve a copy of the 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 16th March, 2026 under the same heading.

The petitioner will be at liberty to pray for interim stay after serving a copy to the opposite party.

(Dr. Ajoy Kumar Mukherjee, J.)