

**CALCUTTA HIGH COURT  
IN THE CIRCUIT BENCH AT JALPAIGURI  
CRIMINAL REVISIONAL JURISDICTION**

**05.04.2024  
Court No.3  
Item No.9  
nb**

**CRR 114 of 2024**

In Re: An application under Section 482 of the Code of Criminal Procedure;

And

In the matter of: **Sanjib Saha @ Sanjit Saha & Ors.**  
.....**Petitioners.**

Mr. Arnab Sinha,

... For the petitioner

The instant criminal revision has been preferred under Section 482 of the Code of Criminal Procedure for quashing a complaint case being CR case No. 168 of 2023 initiated under Section 498A/34 IPC pending before the learned Judicial Magistrate 2<sup>nd</sup> Court at Alipurduar.

Learned advocate for the petitioner submits that the petitioners are husband and relatives of the husband of opposite party /de facto complainant. The opposite party has lodged a petition of complaint before the learned jurisdictional Magistrate stating some false and frivolous allegations. The opposite party has left her matrimonial home in the month of May 2018. After a long period only to harass the present petitioner, the instant revisional complaint has been preferred by the opposite party..

Having heard the learned counsel for the petitioner also perusing the body of the application along with annexures thereof I find there are materials to entertain the present petitioner. Accordingly, the instant revision be admitted.

Petitioner is directed to serve copy upon the opposite party and file affidavit of service on the returnable date.

Let the matter appear in the list in the ensuring Circuit Bench for the month of June 2024.

Considering the facts and circumstances of the case the further proceeding of C.R. case no.168 of 2023 pending before the learned Judicial Magistrate 2<sup>nd</sup> Court at Alipurduar be stayed till May 05, 2024 or until further order whichever is earlier.

Urgent photostat copy of this order, if applied for, be given to the parties upon compliance of necessary legal formalities.

**(Subhendu Samanta, J.)**