

18.06.2026
SL No.43
Court No.5
MKP

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

CRR 218 of 2026

**Sukumar Maity And Ors
Vs
The State of West Bengal And Anr.**

Mr. Arnab Saha
Mr. Md. Shoaib Akhtar

...for the Petitioner

1. The present revisional application has been preferred praying for quashing of the proceedings in General Case No.160 of 2026 arising out of Kalchini Police Station Case No.11 of 2026 dated 24.01.2026 under Sections 85 of the Bharatiya Nyaya Sanhita, 2023 corresponding to section 498A of the Indian Penal Code of 1860 read with Section 3 and 4 of the Dowry Prohibition Act, 1961 pending before the Learned Chief Judicial Magistrate at Alipurduar.
2. Learned Counsel for the petitioner submits that chargesheet has been filed and from the materials on record, it appears that the allegation against the petitioners herein, who are the father-in-law, mother-in-law and sister-in-law of the defacto complainant, *“that on 25.02.25, the complainant registered her marriage legally with petitioner no. 1 and got married on 05.12.25 as per Hindu rituals. They started residing at a rented place. As per Patrapakhi,*

Rs.5 Lakh / gold ornaments and other valuable items were demanded out of which Rs-1 Lakh/ and said items were given. Since, 07/12/25 the said alleged persons started demanding the rest amount and petitioner no-1 started abusing her physically and mentally, continuously on being instigated by the rest alleged persons. On 30.12.25 the said accused persons again assaulted her physically and drove her out of the house over the same demand and threatened her with dire consequences.”

3. Considering the materials on record and also considering the relationship of the petitioners with the defacto complainant, the petitioners have made out a prima facie case and as such, the matter is to be heard in presence of the opposite parties.
4. Accordingly, petitioner to serve upon the opposite parties, and file affidavit of service.
5. Pending hearing, the proceeding in General Case No.160 of 2026 arising out of Kalchini Police Station Case No.11 of 2026 dated 24.01.2026 under Sections 85 of the Bharatiya Nyaya Sanhita, 2023 corresponding to section 498A of the Indian Penal Code of 1860 read with Section 3 and 4 of the Dowry Prohibition Act, 1961 pending before the Learned Chief Judicial Magistrate at Alipurduar for disposal, be stayed till 26th of August, 2026 or until further orders, whichever is earlier.
6. Matter be placed before the next circuit bench.

(Shampa Dutt (Paul), J.)