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

**CRR 243 of 2024**

**Matilal Barman  
Versus  
The State of West Bengal & Ors.**

Mr. Surojit Basu (V.C)  
Mr. Syantan Bhowmik. ... for the petitioner.

1. This revisional application has been filed assailing the judgment and order dated 30<sup>th</sup> April, 2024 passed in connection with Criminal Motion No. 1012 of 2019, wherein learned Additional Sessions Judge, Mathabhanga, Cooch Behar affirmed the order passed by the learned Executive Magistrate in connection with Misc. Case No. 111 of 2017 under Section 145 of the Criminal Procedure Code.
2. Learned counsel appearing on behalf of the of the petitioner has submitted that the opposite party was a co-sharer but learned Executive Magistrate restored his possession whereas the partition suit being No. 93 of 2023 was filed before the learned Civil Judge, Senior Division, Sadar, Cooch Behar in respect of suit property.
3. Having heard the learned counsel on behalf of the petitioner as well as having gone through the documents, the revisional application stands admitted.
4. Petitioner is directed to serve notice upon all the opposite parties, intimating the date of hearing, through speed post

with A/D and to file affidavit of service on the returnable date.

5. Let the matter appear before the next available Circuit Bench.

6. All parties shall act on the server copies of this order duly downloaded from the officer website of this Court.

***(Bibhas Ranjan De, J.)***

