

11.09.2024
Sl. No.15
Court No.3
Sk/sg.

**IN THE HIGH COURT AT CALCUTTA
CIRCUIT BENCH AT JALPAIGURI**

C.R.R. 339 of 2024

Pradip Agarwal Ors.

Vs.

The State of West Bengal & Anr.

Mr. Kunaljit Bhattacharjee(VC)
Mr. S. Dutta
Mr. Alok Sah
.....for the petitioners

The proceeding in G.R.Case No. 4210 of 2024 is challenged which arose pursuant to Bhaktinagar Police Station Case No. 765 of 2024 dated August 25, 2024 under Sections 465/467/468/471/420 and 120B of the I.P.C.

The petitioner is the accused person therein.

Learned advocate appearing for the petitioner through video conference has submitted, firstly that the criminal proceeding as above could not be maintained, having been frivolously filed in connection with the dispute between the parties which is basically civil in nature. He would take this Court to the civil suit decided by the Court earlier holding the alleged deed to be a genuine one. The same decision of the civil Court stands good till date, it is informed.

Therefore, according to the petitioner, the allegation of forgery of the deed as made in the said FIR against the present petitioner would not be sustainable.

Considering the facts as above, it is found proper that let a notice be served upon the opposite parties.

Let there be a stay of all further proceedings in connection with G.R.Case No. 4210 of 2024 dated August 25, 2024 till the next date when the Court shall take up this matter for hearing.

Let the matter be placed before the next Circuit Bench.

(Rai Chattopadhyay, J.)

