

17.12. 2021
item No.25
n.b.
ct. no. 34

(Via video conference)

C.R.M 4520 of 2021

In Re: An application for Cancellation of bail under
Section 439(2) of the Code of Criminal Procedure, 1973

And

**In the matter of : Vartika Khandelwal
.... Petitioner.**

Mr. S. Mukhejee,
Mr. D. Bhrama,
Ms. Pooja Sah

.....For the Petitioner

Mr. Prasum Kumar Dutta,
Md. Kutub Uddin,

... for the State.

Report submitted by the learned advocate appearing for
the State be kept with the record.

The learned Advocate for the petitioner, who is the
informant of the case, has submitted that complete recovery of the
Stridhan articles has not been effected, particularly the costly items
which have been referred to in the enclosure to the First
Information Report or by way of subsequent statement before the
Investigating Officer of the case.

Learned advocate appearing for the State has submitted
memo of evidence along with the report which reflects that there
has been compliance with the order passed by the learned
Magistrate. As such, it would be inappropriate to interfere with the
order granting bail at this stage.

However, the petitioner is granted liberty to take out an application before the learned Magistrate who is in seisin of this case to point out regarding the non-seizure in respect of items/valuables relating to Stridhan property. If such an application is taken out before the learned Magistrate, the learned Magistrate on considering the same would dispose of in accordance with law.

With the aforesaid observations CRM 4520 of 2021 is disposed of.

All pending connected application, if any, are consequently disposed of.

All parties shall act on the server copy of this order duly downloaded from the official website of this Court.

(Tirthankar Ghosh, J.)