

16.10.2023

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CRA 54 of 2002

**In the matter of : M/s. Fair Deal Supplies(P) Ltd.
.... Appellant.**

Mr. Kaushik Banerjee

.... for appellant.

The appellant is present in Court today. His personal appearance is noted and dispensed with.

The instant appeal has been preferred against judgment and order dated 13.06.2001 passed by learned Metropolitan Magistrate, 9th Court, Calcutta in case no. C/932/97, acquitting the respondent No.2 herein from the accusation of having committed the offence under Section 138/141 of the Negotiable Instruments Act, 1881.

The learned advocate for the petitioner has filed a copy of the 'Board Resolution' along with written instruction that his client does not wish to proceed with the instant appeal. A written instruction dated 06.10.2023 submitted before the court to that effect be kept on record.

Under the facts and circumstances, the instant appeal is dismissed for non-prosecution.

Copy of the order and lower court records be sent to the trial court for due compliance.

(Ananya Bandyopadhyay, J.)

