

D/L15
30.03.2023
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C.R.R.1259 of 2021

In Re: An application under Section 401 read with Section 482 of the
Code of Criminal Procedure;

Shri Raju Kumar Mondal
Versus
Smt. Anushree Ghosh and another

Mr. Golam Mostafa,
Mr. Samirul Sardar.
...for the petitioner.

Mr. Arijit Ganguly,
Mr. Sanjib Kumar Dan.
...for the State.

Report submitted by Mr. Arijit Ganguly, learned advocate
appearing for the State be kept with the record.

Report reflects that pursuant to the order passed by the
learned Judicial Magistrate, 1st Court, Berhampore, Murshidabad,
the search warrant was executed and compliance report was also
submitted before learned Judicial Magistrate, 1st Court,
Berhampore, Murshidabad on 2nd April, 2020.

The present revisional application was affirmed and filed
in the year 2021.

Mr. Mostafa, learned advocate appearing for the
petitioner challenges the subject matter of the seizure.

However, the said issue is not before this Court. As the
search warrant being executed, the revisional application becomes
infructuous. So far as the articles which were seized, the petitioner

would be at liberty to take up the issue regarding the subject matter of the articles whether the same belong to them or to the complainant.

With the aforesaid observations, CRR 1259 of 2021 is disposed of.

Pending application, if any, is consequently disposed of.

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

Urgent photostat certified copy of this order, if applied for, be supplied to the parties upon compliance of all requisite formalities.

(Tirthankar Ghosh, J.)