

19.09.2023

Court : 237
Item : 32
Matter : CRMSPL
Status : DO
Bench Id : 265937
Transcriber: NANDY

CRMSPL 23 of 2023

with

CRAN 1 of 2023

M/s. Harshit Enterprise

Vs.

Mrs. Anita Devi

Mr. Aneek Pandit, Advocate

Ms. Mudrika Khaitan, Advocate

Ms. Tanistha Jain, Advocate

.....for the Petitioner/Applicant

Mr. Sabir Ahmed, Advocate

Mr. Rhiddiman Mukherjee, Advocate

Mr. Tapas Saha, Advocate

.....for the Opposite Party

CRAN 1 of 2023

1. Affidavit of service is filed and taken on record.
2. The application for condonation of delay is taken up for hearing.
3. Learned Advocate for the opposite party is present.
4. There is a delay of one day only in filing the Special Leave Petition. The delay is condoned.
5. The application for condonation of delay being **CRAN 1 of 2023** accordingly **disposed of**.

CRMSPL 23 of 2023

6. Perused the Special Leave Petition with a prayer for leave to file the appeal challenging the judgment and order of acquittal passed by the learned Metropolitan Magistrate, Sixth Court, Calcutta, whereby the learned Magistrate found the opposite party not guilty of committing any offence punishable under Section 138 of the Negotiable Instruments Act and acquitted her under Section 255 (1) of the Code of Criminal Procedure.

7. Leave is granted.
8. Petitioner is directed to file the appeal within the statutory period of limitation.
9. **CRMSPL 23 of 2023** accordingly stands **disposed of**.

(Bibhas Ranjan De, J)