

10.02.2023

**CRMSPL 30 of 2022
with
CRAN 1 of 2022**

In re : An application for admission of appeal under Section 378(3) of the Code of Criminal Procedure, 1973

In the matter of : **State of West Bengal**
.... ... **Appellant**

Mr. Ranabir Roy Chowdhury,
Mr. Saryati Dutta, Advocates
... ...For the Appellant

In re : CRAN 1 of 2022

None appears for the respondent despite service. Affidavit-of-service filed in Court be taken on record.

For the ends of justice, delay of 70 days in preferring the appeal is condoned.

CRAN 1 of 2022 in CRMSPL 30 of 2022 is allowed.

In Re : CRMSPL 30 of 2022

It is contended that, there are merits to find the private respondent guilty of offence of murder.

The State seeks to prefer an appeal against a judgment of acquittal.

In such circumstances, leave is granted to the State to prefer an appeal within a period of six weeks from date.

CRMSPL 30 of 2022 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)