

D/L430
02.08.2023
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C.R.R.2690 of 2023

In Re: An application under Section 482 read with Section 327 of the
Code of Criminal Procedure, 1973;

Kunj Bihari Agarwal
Versus
The State of West Bengal and another

Mr. Sabyasachi Banerjee
Mr. Anirban Dutta
Mr. Shivam Bhimsaria
...for the petitioner.

Mr. Aniket Mitra.
...for the WBSEDCL.

Mr. Anwar Hossain
Ms. Manisha Sharma.
...for the State.

Memo of evidence as well as the report submitted by the
WBSEDCL be kept with the record.

There was no outstanding dues as has been stated by the
WBSEDCL Authorities. There was dispute in respect of the meter
being misplaced.

Having regard to the nature of the proceedings and the
fact that nothing has proceeded since the last 11 years, I am of the
opinion that as there are no outstanding nor there is any possibility
of recovery neither there is any claim of the electricity authorities in
respect of the consumer Id. No.122022716, further continuance of
the proceedings would result in harassment.

Accordingly, all further proceedings relating to
Bidhannagar (North) Police Station Case No.54 of 2012 dated

3.3.2012 under Section 136 (a)(b) of the Electricity Act corresponding to Spl (I.E.) Case No.27 of 2020 pending before the learned Additional District Judge, 4th Court-cum-Special Court (under Electricity Act), Barasat, North 24 Parganas is hereby quashed.

Accordingly, CRR 2690 of 2023 is allowed.

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.)