

**01.08.2024**  
**Serial no. 9**  
CT.-35  
[G.S.D]

**CRMSPL 12 of 2024**

With  
CRAN 1 of 2024

**In the matter of : Abu Talah @ Abu Talaha**

... .. Applicant

Ms. Minoti Gomes

... for the Applicant/petitioner

Mr. Amitava Karmakar

Mr. Ziaul Haque

... for the O.P.

**CRAN 1 of 2024**

Affidavit of service so filed be kept with the record.

Pursuant to the service being effected, Id. advocate  
for the o.p. is present.

The petitioner has assigned reasons for not  
preferring the application for 'Special Leave to Appeal' within  
time and there has been a delay of 1017 days.

Having regard to the reasons so assigned and the  
fact that the applicant has suffered because of an order of  
acquittal being passed in connection with CR Case No. 351  
of 2018 under Section 138 of the NI Act, I am of the opinion  
that the appeal should be heard on merits.

Accordingly, the prayer for condonation of delay is  
found to be just and sufficient and is consequently,  
**Allowed.**

CRAN 1 of 2024 is **Allowed**.

**CRMSPL 12 of 2024**

The grounds so assigned in the application for preferring the appeal are on cogent grounds. Consequently, the applicant is granted leave to file Memorandum of Appeal within statutory period of time.

Accordingly, **CRMSPL 12 of 2024** is also **Allowed**.

Parties to act on a server copy of this order duly collected from the official website of the Hon'ble High Court, Calcutta.

**(Tirthankar Ghosh, J.)**