

D/L109
23.02.2024
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C.R.R.729 of 2024

In Re: An application under Section 482 and 397 read with 401 of Code of Criminal Procedure, 1973;

Habibur Sk. and others
Versus
State of West Bengal and another

Mr. Kingsuk Mondal.
...for the petitioners.

Petitioners are aggrieved by the order dated 28.11.2023 passed by the learned Additional Sessions Judge, 3rd Fast Track Court, Berhampore, Murshidabad in Criminal Appeal No.01 of 2021.

The issue relates to maintainability of the appeal at the instance of the de facto complainant.

Having considered the submissions so advanced, I am not convinced. However, as the appeal is still pending before the learned Additional Sessions Judge, 3rd Fast Track Court, Berhampore, Murshidabad, petitioners along with the merits would argue the same as additional point at the time of hearing of the criminal appeal.

With the aforesaid observations, CRR 729 of 2024 is disposed of.

Pending connected 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.)