

11.03.2024
Item No.102
Ct.No.34
dc.

IN THE HIGH COURT AT CALCUTTA
CRIMINAL REVISIONAL JURISDICTION

C.R.R. 1465 of 2023

In the matter of : **Sujata Singh**

... Petitioner.

Mr. Fazlur Rahman,
Md. Babul Hussain,
Mr. Sourav Paul ... For the Petitioner.

Supplementary affidavit filed on behalf of the petitioner
be kept with the record.

Learned advocate appearing for the petitioner submits
that the investigating agency on conclusion of investigation
has submitted charge-sheet alleging that a sum of
Rs.32,00,000/- was taken away from the complainant by
deceitful means. Learned advocate submits that there has
been refund which is much more than that.

I have considered the stage at which the petitioner has
approached this Court as the petitioner has been able to lay
his hands only on the report under Section 173 of the Code of
Criminal Procedure, but none of the documents under
Section 207 of the Code of Criminal Procedure has been relied
upon as the petitioner is yet to receive the same.

Having considered the issues so canvassed, I grant
liberty to the petitioner to take out an application under
Section 239 of the Code of Criminal Procedure before the
learned Magistrate after receipt of the documents under
Section 207 of the Code of Criminal Procedure. Learned
Magistrate would consider the same and arrive at its

independent findings without being influenced by any observations made by this Court.

With the aforesaid observations, the revisional application being CRR 1465 of 2023 is disposed of.

Pending connected application, if any, is consequently disposed of.

All concerned 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 with all requisite formalities.

(Tirthankar Ghosh, J.)