

D/L18
04.04.2024
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C.R.R.1578 of 2023

In Re: An application under Section 482 read with Section 401 of the
Code of Criminal Procedure;

Sankar Prasad Ghosh
Versus
M/s. Calcutta Traders

Mr. Swarup Banerjee
Mr. Arindam Chatterjee
Mr. Arinjay Pal
Mr. Subham Biswas.
...for the petitioner.

Affidavit of service so filed by the petitioner be kept with
the record.

Certified copy of the affidavit of Sushil Kr. Choudhury
and Sankar Prasad Ghosh along with the order dated 08.12.2022
has been brought to the notice of this Court. The same reflects that
an amount of Rs.2,00,000/- was directed to be deposited in
connection with C. Case No.33299 of 2010 pursuant to the order
passed by the High Court. A direction was also passed for the
complainant to withdraw the said amount.

Learned Magistrate is directed to check the records of the
case and if whole of the amount which has been settled has been
received by the complainant and a further sum of Rs.2,00,000/- is
lying in connection with C. Case No.33299 of 2010 then the same
may be returned to the accused Sankar Prasad Ghosh, who
happens to be the proprietor of M/s. Priya Enterprise. If this order
is brought to the notice of the learned Metropolitan Magistrate, 20th

Court, Calcutta, the learned court would pass necessary directions after checking the records of the case within a period of ten days.

With the aforesaid observations, CRR 1578 of 2023 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.)