

09.05.2024
Court No.237
Item. 19
(Srimanta)

CRMSPL/33/ 2023

In Re: An appeal under Section 378 of the Code of Criminal Procedure, 1973

And

In the matter of: **Md. Nizamuddin**

...Appellant.

Mr. Subir Banerjee,
Mr. Tanwar Ahmed Khan

...for the appellant.

Mr. Dipanjan Dutt,
Mr. Surajit Saha

...for the opposite party no. 1.

1. Both the learned Counsel appearing on behalf of the appellant as well as the learned Counsel appearing on behalf of the opposite party no. 1 are present.
2. From the record it appears that one application was registered as CRMSPL/33/2023 but contents of that application is nothing but an appeal and accordingly it is found not in form.
3. Thus, being the position the CRMSPL/33/2023 cannot be taken into account and stands dismissed with a liberty to file afresh subject to payment of cost of Rs.10,000/- to the High Court Legal Services Authority.

(Bibhas Ranjan De, J.)