

D/L – 464
09/07/2025
Court No.28
S.Kundu

CRR 1726 of 2025

Aditya Birla Housing Finance Limited & Anr.
Vs.
State of West Bengal & Anr.

Mr. Amar Singh
Mr. Tutul Das
Mr. Ranjit Singh
Mr. Ratul Deb Banerjee
Ms. Sanchita Bera

...for the petitioners.

1. Learned counsel appearing for the petitioners submits as follows. The petitioner no. 1 is the complainant in a case under Section 138 Negotiable Instrument Act. Although the complaint was filed in 2022, till date the proceeding could not be concluded. A date may be fixed for hearing of the petition under Section 143 A of the Negotiable Instrument Act.
2. From a perusal of the records, it appears that although the accused has also been responsible for the delay and on some occasion warrant of arrest had to be issued to ensure attendance, at least on the last few dates i.e., on 22.11.2024 and 19.3.2025, the complainant was absent. That is why the petition under Section 143 A of the N.I. Act could not be heard.
3. Be that as it may, it is expected that the learned Trial Court shall conclude the proceeding as expeditiously

as possible without granting any unnecessary adjournments any of the parties and shall first decide the application under Section 143 A of the N.I. Act after hearing the parties as expeditiously as possible.

4. With these observations and directions, the revisional application is disposed of.
5. Urgent photostat certified copy of this order, if applied for, be given to the parties upon compliance with requisite formalities.

(Jay Sengupta, J.)