

CS No. 11182 of 2023

Order dated 16.08.2023

Today is fixed for S.R.

Complainant is present. Ld. Advocate for the complainant is present.

Accused No. 1 is a company and accused Nos. 2 to 5 are present by filing hazira.

Ld. Advocate on behalf of the accused persons is present.

The application under Section 305 Cr.P.C. filed today in respect of the company/accused No. 1 is taken up for hearing.

Ld. Advocate for the company/accused No. 1 submits that the said accused No. 1 is a company and is required to be represented by the accused No. 1, namely Mr. Partha Sarathi Roy, who is the administrative officer of the said company, as appointed vide Power of Attorney dated 02.11.2017.

Ld. Advocate for the complainant raises no objection.

Heard both side. Perused the materials on record.

Considering all aspects this Court is inclined to allow the petition on the grounds that the company/accused No. 1 is a juristic person and has the liberty to be represented by one of its partners.

Accordingly, the application under Section 305 Cr.P.C. is hereby considered and allowed on consent.

Now, Ld. Advocate for the accused persons 2 to 5 also files the petition under Section 205 Cr.P.C today.

Let the hearing of petition under Section 205 Cr.P.C for the accused persons be fixed on the next date.

To **17.01.2024** for hearing petition under Section 205 Cr.P.C.

D/C by me

M.M. 18 th Court, Calcutta.

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JO Code WB01331