

Cr. Appeal No. 34 of 2020
CNR -WBBB01-001522-2020
JO-WB00052

Order no. & date
10/ 05.04.2020

The record is put up on the prayer of the Ld. Advocate for the complainant/ respondent no.1.

By filing this petition, Ld. Advocate for the complainant/ respondent no.1 praying for an order to allow the complainant to withdraw the deposited amount of Rs. 30,000/-, which has been deposited by the accused/appellant in terms of the order passed by the Ld. Sessions Judge, Birbhum vide order no. 6 dated 14.01.2021.

Heard the Ld. Advocate for the complainant/ respondent no.1 in details.

Perused the order sheet vide order no. 6 dated 14.01.2021 passed by the Ld. Sessions Judge, Birbhum. It appears from the said order that the Ld. Sessions Judge has observed that the stay petition is allowed subject to deposit of Rs. 30,000/- by the appellant to the Judicial Cashier within 30 days from the passing of order i.d. the instant stay order stands vacated. Ld. Sessions Judge has also observed that the appellant is directed to deposit Rs. 30,000/- out of compensation amount of Rs. 71,000/- to the Judicial Cashier, Suri, Birbhum within the time specified above and thereafter the complainant /authorized representative of the complainant will be at liberty to withdraw the same following the rules. Order no.7 dated 15.02.2021 passed by the Ld. Sessions Judge, Birbhum reflects that the accused/appellant has deposited of Rs. 30,000/- with the Judicial Cashier in compliance with the order of the Court.

In such circumstances, I am inclined to allow the prayer of the Ld. Advocate for the complainant/ respondent no.1 to withdraw the deposited amount of Rs. 30,000/-.

The Judicial Cashier is directed to return the said amount to the Ld. Advocate for the complainant/ respondent no.1 on proper verification.

Let a copy of this order sheet be sent to the Judicial Cashier, Criminal Section, Suri, Birbhum for information and compliance.
Dictated & Corrected.

Addl. Sessions Judge,
1st Court, Suri, Birbhum.

