

In the Court of the Addl. Sessions Judge, Kalna, Purba Bardhaman.

Pre : Sri Sudhir Kumar (UID Code-WB00589), Addl. Sessions Judge, Kalna, Purba Bardhaman.

Criminal Appeal No- 08 of 2022 (Regd. No.Crl.Appeal/08/2022)

Appellant ... Nijam Ali Mondal Vs. Respondents ... 1. Doli Mallick and 2. State

Order No.02 dated 28.11.2022

As per put up petition case record is taken up.

The appellant moves the petition for staying the further operation of Judgement dated 29.09.2022 passed by the Ld. Judicial Magistrate, 1st Court, Kalna in connection with C.R. Case No.59/2016 till disposal of the present appeal.

Heard. Perused the case record. Considered.

The instant revision was filed within the statutory period of limitation. Moreover, the revisionist has sufficient merit to bring the instant revision. Accordingly, same is considered and admitted.

Heard the Ld. Advocate appearing for the appellant in this behalf. Perused the case record. Considered.

Having gone through the case record I find that the Ld. Court below passed the impugned order without any basis. Accordingly, I think the impugned order could not be proceeded further till the disposal of the instant Criminal Revision being no.08/2022.

In the result, prayer is allowed. Accordingly, judgement dated 29.09.2022 passed by the Ld. J.M., 1st Court, Kalna in connection with C.R. Case No.59/2016 is hereby stayed till the disposal of the aforesaid Criminal Revision.

It appears from the record that notice has duly been issued upon the respondent vide process no. 499, 500 dated 22.11.2022.

To date (28.03.2022) for SR AD, hearing of the case.

Call for LCR from the concerned Court below.

Inform accordingly.

Dict. & corr.)

Sd/-Sudhir Kumar,

Addl. Sessions Judge, Kalna.

Sd/-Sudhir Kumar

Addl. Sessions Judge, Kalna

