

Present: Deb Kumar Goswami, Additional Sessions Judge,
3rd Court, Bankura

Criminal Revision 08 of 2024
CNR No.WBBK01-00-2022

Order No. 03 dated 23.02.2024

Today is the date fixed for appearance of the parties.

Ld. Advocate of the revisionist is present.

Ld. District PP appears on behalf of State.

Record reveals that the revisional application has been preferred on 22.02.2024 in the Court of Ld. Sessions Judge, Bankura and on that day the case was transferred to this court fixing this day for appearance of the parties.

Needless to mention that within this short time the requisites could not be filed.

Ld. Advocate appearing for the revisionist prays for hearing of the stay petition on this day.

Prayer is allowed.

The stay petition is taken up for hearing.

Ld. Advocate for revisionist submits that the Case No. 234C/2015 is pending before Ld. J.M. 3rd Court, Bankura and the said proceeding is u/s 138 of the N.I. Act. In the said case the revisionist/accused preferred an application for re-examination of DW1 but the said prayer of the revisionist was rejected by the Ld. Trial Court on 19.02.2024 and 26.02.2024 has been fixed for delivery of judgment. Ld. Advocate further submits that in the event stay being not granted, the instant revisional application shall be infructuous.

The perusal of impugned order does not reflect as to on what ground re-examination of DW1 was sought for.

In the absence of the record of the Ld. Trial Court, this court is not in a position to appreciate the facts and circumstances under which the said prayer was made.

In view of above, **the further proceeding of Case No. 234C/2015 pending in the Court of Ld. J.M. 3rd Court is hereby stayed till the disposal of this revisional application.**

Fix 22.03.2024 for S/R, appearance of the Opposite Party No. 1 and hearing of revisional application.

Requisites at once.

Call for LCR.

Let a copy of this order be at once transmitted to Ld. J.M. 3rd Court, Bankura for his information and necessary action.

Dictated & Corrected by me

Sd/-

Additional Sessions Judge,
3rd Court, Bankura

Sd/-

Additional Sessions Judge,
3rd Court, Bankura
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