

Criminal Revision no. 44 of 2026

CNR-WBCS01-000218-2026

Present: Sri Sukumar Ray**J.O. CODE NO.WB00590****Chief Judge,****City Sessions Court, Calcutta****Order no. 02 dated 06.05.2026**

1. Today is slated for S/R, A/D and appearance.
2. Ld. Advocate for the revisionist is present by filing hazira.
3. Hazira is filed on behalf of the respondent no.1/State.
4. No step is taken on behalf of the respondent no. 2.
5. Ld. Advocate for revisionist has filed a petition, annexing photocopy of postal tracking report, submits that as per order of this Court, the revisionist had sent notice to the respondent no. 2 through registered post with A/D but as per Indian Postal Track Report the same has been returned with the remarks “delivered” and the said endorsements of the Indian Postal Track Report as per section 27 of the General Clauses Act tantamounts to goods service as the notice was sent to the proper address.
6. Heard. Perused the case record. Considered.
7. On scrutiny of the record, it appears that the notice was sent to the respondent no. 2 through Indian Post but as per the report the same has been returned with the remarks 'delivered'.
8. Considering the factual aspect of the matter regarding service of notice upon the respondent no. 2 and as it is under proper address, it can be said to have been properly served unless contrary is proved.
9. In view of such circumstances, let the case do proceed *ex parte* against the respondent no. 2.
10. Fix ~~18.06.2026~~ for hearing of the petition u/s 5 of the Limitation Act, *ex parte* in respect of the respondent no. 2.

Dictated & corrected by me,

Chief Judge
City Sessions Court, Calcutta.

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