

IN THE COURT OF CHIEF JUDGE, CITY SESSIONS COURT, CALCUTTA.

Criminal Revision No. 96 of 2025

CNR – WBCS01-000232-2025

Present: Sri Sukumar Ray,
Chief Judge,
City Sessions Court, Calcutta,
JO Code No. WB00590

Order No.03 dated 24.06.2025

Today is slated for S.R, A.D and appearance.

Ld. Advocate for the revisionist is present by filing hazira.

Hazira is filed on behalf of the O.P no.2/State.

No step is taken on behalf of the O.P no.1.

At this stage Ld. Advocate for the appellant by filing an application along with postal documents submits that as per Indian Postal Track Report the same has been delivered to the Addressee and such 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.

Heard the Ld. Advocate for the appellant.

On scrutiny of the record it appears that as per Indian Postal Track Report the notice has been sent to the O.P no.1.

Considering the factual aspect of the matter regarding service of notice upon the O.P no.1 and as it is under proper address, it can be said to have been properly served unless contrary is proved. In view of such circumstances let the case do proceed exparte against the O.P no.1.

Now the case is taken up hearing of the petition u/s. 5 of the Limitation Act ex-parte in respect of the O.P no.1.

The petition is filed u/s. 5 of the Limitation Act praying for condonation of delay of 23 days.

Heard both sides. Perused the petition for condonation of delay and revisional application.

Considered.

On bare reading of the prayer for condonation of delay it appears to me that the ground for condonation of delay seems to be satisfactory and so the delay is condoned and revision is admitted.

Call for TCR.

As both parties entered their appearance in this case, the matter be transferred to the Court of Ld. Additional District & Sessions Judge, Fast Track, 1st Court, Calcutta for hearing and disposal of the appeal.

To **04.07.2025** for appearance before the Transferee Court i.e. **Ld. Additional District & Sessions Judge, Fast Track, 1st Court, Calcutta.**

Let a copy of this order be sent to the the Ld. Judicial Magistrate, 18th Court, Calcutta for sending the TCR before the Transferee court.

Dictated & corrected by me

Chief Judge,
City Sessions Court, Calcutta.

Chief Judge,
City Sessions Court, Calcutta.