

Criminal Appeal No.67 of 2025
Filing No.383/2025
CNR: WBCS01 – 000383–2025

Order No.08 dated 20.05.2026:-

Today is fixed for filing medical document by the respondent No.1.

The appellant is present by filing hazira.

The appellant also files a petition for extension of the stay of the impugned order of conviction dated 20.11.2024 passed by the Ld. Judicial Magistrate, 7th Court, Calcutta.

Hazira is also filed by the respondent No.1 through his Ld. Advocate Mrs. Sayanita Roy.

Rohit Banka, son as well as authorized representative of respondent No.1 Raj Kumar Banka, is present by filing hazira.

He also files bunch of medical papers (7 sheets) supporting physical inability of Raj Kumar Banka to come before the Court and withdraw the money i.e. Rs.40,230/-, which is 20% of the fine amount of Rs.2,01,140/- deposited by the appellant as respondent No.1.

He further files an affidavit solemnly affirming that he shall not use the above-mentioned money without prior permission of respondent No.1/Raj Kumar Banka.

Perused the medical documents as well as the said affidavit. Considered the same. Let those be kept with the record.

Heard all the sides on the medical documents regarding inability of physically presence of the respondent No.1/Raj Kumar Banka before the Court.

Considered.

Rohit Banka, son as well as authorized representative of respondent No.1 Rajkumar Banka, is permitted to withdraw Rs.40,230/-, which is 20% of the compensation amount of Rs.2,01,140/- deposited by the appellant vide order dated 01.08.2025 passed by the Ld. Chief Judge, City Sessions Court, Calcutta on condition that he shall not use the said amount without prior permission of respondent No.1/Raj Kumar Banka.

Stay in favour of the appellant is extended till the next date fixed.

Judicial Cashier of the Ld. C.J.M., Calcutta is directed to arrange for withdrawing the aforementioned compensation in accordance with law.

To **24.07.2026** for filing compliance report and hearing of the appeal.

Let a copy of this order be sent to the Ld. C.J.M., Calcutta for information and taking necessary action.

To date for appearance of all sides before this Court.

Dictated & corrected by me.

Judge, Bench-II
City Session Court, Calcutta.
JO Code:WB00618

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