

Criminal Revision no.145 of 2025
CNR-WBCS01-000404-2025
Present: Sri Sukumar Ray
Chief Judge, City Sessions Court, Calcutta
J.O. CODE NO.WB00590

Order no.02 dated 14.07.2025

Today is fixed for S/R and appearance.

Revisionist files hazira through the Ld. Counsel.

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

Notice in respect of the O.P. no.1 is returned un-served with postal endorsement "Left".

Received one report from Ld. Judicial Magistrate, 6th Court, Calcutta vide letter no.3431 dated 14.07.2025 stating that no service return was received by the said Court.

Perused the same and let the same be kept with the record.

Ld. Counsel for the revisionist by filing a petition along with postal receipt and postal track report states that the postal track report reflects the endorsement "Item Returned Addressee Left without instruction" and the said postal endorsement is tantamount to good service as per the law laid down in the General Clauses Act, 1987-section 27 and therefore Ld. Counsel prays for passing necessary order.

Perused the postal track report which reflects the postal endorsement "Item Returned Addressee Left without instruction" in respect of the O.P. no.1.

It appears that service of notice upon the O.P. no.1 has been effected properly and thus, the service upon the O.P. no.1 is treated as a good service.

None turns up on behalf of the O.P. no.1.

In view of the above fact, this Court has no other option left but to proceed with the petition u/s 5 of limitation Act ex-parte against the O.P. no.1.

Fixing **18.08.2025** for hearing of the petition u/s 5 of limitation Act ex-parte against the O.P. no.1.

D/C by me.

Sd./-

Chief Judge
City Sessions Court, Calcutta

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