

In the Court of the Judge, 2nd Special Court, Calcutta
Complaint Case No.24/2021 (Computer Registration No.22/2021)
CNR No. WBCS01-001086-2021
Present :- Ananta Kumar Singha Mahapatra (J.O Code-WB00902).

Order No.11

03.10.2023

Today is fixed for service return of summons in respect of the accused persons.

The Company Prosecutor is present.

The accused no.1 company, accused no.2 Santanu Sarkar and accused no.4 Ashis Chowdhury appeared before this Court by filing a vokatnama.

The accused Santanu Sarkar and Ashis Chowdhury surrendered before this court. They are taken into custody. A bail petition has been filed on their behalf.

Heard learned advocate for the accused person and learned Company Prosecutor.

The learned advocate for the accused persons submitted that the accused persons will regularly attend the Court and prayed for bail.

The learned Company Prosecutor raised objection.

Perused the materials on record. Considered.

Considering the voluntary surrender of the accused persons and the nature of the alleged offence, I think that it would not be proper to detain the accused person in custody. Hence, the prayers for bail of the accused Santanu Sarkar and Ashis Chowdhury are allowed.

The accused **Santanu Sarkar and Ashis Chowdhury** may find bail of Rs.5,000/- each with one registered surety of like amount, subject to the satisfaction of the learned Additional Chief Metropolitan Magistrate-I, Calcutta.

At this stage, an application under Section 305 of the Cr.P.C. is filed on behalf of the accused no.1/ company.

Heard both sides. Perused the said application and the case record. Considered.

By filing the application under Section 305 of the Cr.P.C., the accused no.1 Company has prayed for permission of the court to appoint Ashis Chowdhury, the accused no.4 herein as a representative.

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When the directors of the company has decided to get represent the company by accused no.4 Ashis Chowdhury and there is Board Resolution to that effect, I find no reason not to allow the said application.

Hence, it is,

ORDERED

that the application under Section 305 of the Cr.P.C. filed by the accused no.1 Company is **allowed**. Let the accused no.1 Company be represented by Ashis Chowdhury.

If on bail to 04.12.2023 for appearance of accused Santanu Sarkar and Ashis Chowdhury and service return of summons in respect of the accused no.3.

Let a copy of this order be sent to the learned Additional Chief Metropolitan Magistrate-I, Calcutta, for his kind information.

Dictated and corrected by me

**Judge, 2nd Special Court,
Calcutta
J.O. Code-WB00902**

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