

Criminal Appeal No.32 of 2020
CNR No. WBHW01-004329-2019
Present : Sri Plaban Mukherjee (J.O Code : WB01427)

Order No.20,
Dated : 01.07.2025

The case record is placed before this Court today on the strength of a put petition, filed on behalf of the O.P No.1, namely, Jayanta Shekhar Gupta along with a petition praying for passing necessary order to rehear this appeal analogously with the Criminal Appeal being No.111 of 2019 as per solemn direction of the Hon'ble High Court at Calcutta vide order dated 26.03.2025 in C.R.R being No.319 of 2023 and C.R.R being No.331 of 2023.

Copy served upon the Ld. Advocate of the appellant / wife Smt. Neha Gupta.

Heard both sides. Considered.

Upon perusal of the solemn order of the Hon'ble High Court at Calcutta, it appears that the Hon'ble Court has been pleased to direct this Court as follows -

“Having considered the facts and circumstances of the case, the present application being CRR 319 of 2023 and CRR 331 of 2023 both hereby disposed of with a direction upon the court below to ask both the parties to file properly filled up affidavit of assets and liabilities strictly in accordance with the proforma annexed with the judgment of Rajnesh- vs- Neha (supra) within a period of one month from the date of communication of this order and the Court below will dispose of the Appeal afresh filed by the opposite party herein on the basis of such affidavit of assets and liabilities as expeditiously as possible and preferably within a period of two months from the receipt of affidavit of assets and liabilities filed by the parties.

It is made clear that while passing the order afresh the court below will not be influenced by any observation made by this court or by his own earlier observation ...”

Accordingly, both the parties are directed to file their affidavit of assets and liabilities as per the direction of the Hon'ble Court on the next date fixed positively.

Bench Clerk is directed to restore both the appeals as noted above in the CIS at once.

Fix 14.07.2025 for filing of assets and liabilities by the parties.

Dictated & Corrected by me.

(PLABAN MUKHERJEE)
Additional Sessions Judge,
1st Court, Howrah.

(PLABAN MUKHERJEE)
Additional Sessions Judge
1st Court, Howrah dt. 01.07.2025