

Criminal Revision No 40 of 2025
R- 40 of 2025
CNR No – WBSP07-001752-2025

Order no 08 dated 30.06.2026:

Today is fixed for further hearing .

Contesting parties take steps.

Ld lawyers of the contesting sides declined to advance any further argument.

Heard ld lawyers of the contesting sides. Perused materials on record.

Accordingly, argument is concluded .

Judgement will be delivered during the course of this day.

D/c by me,

Addl. Sessions Judge,
2nd Court, Sealdah

Addl. Sessions Judge,
2nd Court, Sealdah.
(J.O. Code No. WB00896).

Later Order no 09 dated 30.06.2026:

It is now 4.30 P.M.

Ld lawyers of the contesting sides are present.

Judgement is ready and is pronounced in open Court.

In view of the Judgement

it is,

ORDERED

that the instant Criminal revision be and the same is allowed on contest but without any order as to costs.

The impugned Order No 8 dated 28.04.2025 passed by the Ld Special Executive Magistrate, Eastern Suburban Division, Kolkata, is hereby set aside.

The matter is remanded to the Ld Special Executive Magistrate, Eastern Suburban Division, Kolkata, with a direction to ;

1. Furnish the subsequent EO's report to the parties;
2. Afford both sides a reasonable opportunity of making submissions and if legally permissible , of rebutting the materials contained therein ; and
3. There after pass a fresh, reasoned order in accordance with law and on the basis of the entire evidence on record.

It is however clarified that this Court has not expressed any opinion on the merits of the allegations , and the Ld Special Executive Magistrate, shall decide the matter independently uninfluenced by any observation made in this order .

The Revision is accordingly allowed.

Judgment consisting of 3 pages numbering page 1 to 5 is tagged with the case record.

Let a copy of this Judgement , along with the T. C. R. be sent down to the Court of the Ld Special Executive Magistrate, Eastern Suburban Division, Kolkata, at once for information and necessary compliance.

D/c by me,

Addl. Sessions Judge,
2nd Court, Sealdah

Addl. Sessions Judge,
2nd Court, Sealdah.
(J.O. Code No. WB00896).