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03.03. 2021
jb.**F.M.A. 192 of 2021****Mr. Debanjan Mukhrerjee For the Appellant****Mr. Ashique Mondal For the Respondents**

The appellant has already paid the statutory deposit.

It is submitted on behalf of the appellant that the impugned order has been passed in violation of principles of natural justice and is *ex facie* liable to be set aside. It is further submitted on behalf of the appellant that there is discrepancy in the FIR and the charge-sheet filed by the private respondent. Learned counsel for the appellant submits on instructions that the appellant is ready and willing to deposit the entire compensation amount along with interest as directed by the Trial Court within 10 days from date. In case the appellant puts in the entire amount as directed above within 10 (ten) days from date, there will be an unconditional stay of all further proceedings in the connected execution case being M.A.C.C. 14 of 2016. If such sum is deposited by the appellant within the stipulated time period the Registrar General, High Court, Calcutta shall ensure that the same is invested in any short term auto renewal fixed deposit of any nationalized bank until further orders.



If the deposit, as directed above, is made within a period of ten days from date, there will be a stay of the impugned order till the disposal of the present appeal. In default, this order of stay shall stand automatically vacated without any further reference to this Court.

The appellant is directed to intimate the Advocates appearing on behalf of the claimant the details of the deposits made by the appellant as directed above.

Let this matter appear under the heading 'To Be Mentioned' on 18th March, 2021 to ensure compliance. The respondents are directed to serve a copy of the informal paper books prepared by them in order to ensure expeditious hearing.

Affidavit-of-service filed in Court be kept with the record.

(Ravi Krishan Kapur, J.)