

10.12.2021
S.D.
22.

**CRR 454 of 2020
With
CRAN 1 of 2021
With
CRAN 2 of 2021**

In the matter of: **Gaurav Upadhyay & Anr.**
.....Petitioners.

Mr. Milon Mukherjee, Sr. Adv.,
Mr. Biswajit Manna
Mr. Rahul Ganguly
Mr. Dattatreya Dutta
Mr. Santanu Talukdar
Mr. Aritra Bhattacharya
...for the Petitioners.

Mr. S. S. Imam
Mr. S. Kundu
...for the State.

Petitioners are represented by the learned advocates.

Affidavit of service in respect of CRAN 2 of 2021 has been filed.

Let the same be taken on record. Opposite party no. 1/State enters appearance. None appears for opposite party no. 2.

Learned advocate for the petitioners moves the application for extension of the interim order being CRAN No. 2 of 2021. It is submitted that on earlier occasion an interim order was passed on 21.2.2020 staying proceedings of G.R. Case No. 2693 of 2017 now pending before learned Chief Judicial Magistrate, Paschim Bardhaman.

Affidavit of service is filed by the petitioners. Let the same be taken on record. It appears from the consignment track report that

consignment details were not found in respect of the addressee/O.P. No. 2.

The petitioners are directed to cause fresh service of notice upon opposite party no. 2 at his correct postal address and file affidavit of service.

It is submitted on behalf of the petitioners that they do not want to press the earlier application being CRAN 1 of 2021 filed on 10.2.2021 as the interim orders passed earlier were extended by a general order of this Court.

In view of the aforesaid circumstances, CRAN 1 of 2021 is dismissed as non-prosecution.

The prayer of the petitioners in CRAN No. 2 of 2021 is considered.

Let the interim order dated 21.2.2020 be extended for a period of four weeks and the impugned proceedings shall remain stayed so far as the present petitioners are concerned.

CRAN 2 of 2021 is accordingly disposed of.

The case is adjourned to 5.1.2022.

The petitioners shall file affidavit of service on that date.

(Ananda Kumar Mukherjee, J.)

