

15.03.2023
Item No.18.
Suman
Ct.42

CRR 879 of 2023

Rishi Jain and Ors.
Vs.
The State of West Bengal and Anr.

Mr. Sandipan Ganguly, Sr. Adv.
Mr. Somopriyo Chowdhury
Mr. Kausik De
Ms. Mohini Majumder
Mr. Raghav Munshi
..for the petitioners

Petitioners have arraigned in Baguihati Police Station Case No. 1 of 2023 dated 1st January, 2023 under Sections 406/420/120B/336 of the Indian Penal Code corresponding to G.R. Case No.1 of 2023 in their capacity as the directors of a building of a building where Hotel Holiday Inn is housed. Management of the Hotel Holiday Inn is with InterContinental Hotels Group. InterContinental Hotels Group took the structure of the building from the present petitioners who are the directors of M/s. Dream Gateway Hotel Ltd.

On the eve of 1st January, 2023 IHG made an agreement with an Event Management Company under the name and style of VR Entertainment for conducting a programme to celebrate the last night of the year and arrival of the first day of the new year.

It is contended by the de facto complainant in her written complaint that there was absolutely mismanagement, scarcity of food and beverages in the said programme.

It is submitted by Mr. Ganguly, learned senior counsel on behalf of the petitioners that the petitioners are not anyway connected with the management of the hotel or the event management group. They are the directors of a company who owns the structure which was leased out to IHG for running the Hotel Holiday Inn. Since they are in no way connected with the management of the hotel, they are falsely implicated in this case.

The instant revision be admitted.

The petitioners are directed to serve notice upon the private opposite party under registered speed post with A/D and file affidavit of service within three weeks from the date of this order.

The State of West Bengal be served through the learned Public Prosecutor, High Court, Calcutta.

In the meantime, there shall be stay of all further investigation qua the present petitioners for a period of six weeks.

(Bibek Chaudhuri, J.)

