

09.05.2024

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IN THE HIGH COURT AT CALCUTTA
Criminal Revisional Jurisdiction

CRR No. 955 of 2024

Ashok Chowdhury

Versus

The State of West Bengal & Anr.

Mr. Ranadeb Sengupta,
Mr. Rajib Mullick,
Mr. Subham Chatterjee,
Ms. Sonia Mukherjee

.... for the Petitioner.

Supplementary affidavit filed by the petitioner be kept with the record.

The petitioner has challenged the continuance of Park Street Police Station Case No.93 of 2019 dated 10.06.2019.

Learned Advocate for the petitioner has contended that the present petitioner is the landlord who has been falsely implicated in connection with the case. To that effect, learned Advocate submits that the place of occurrence is at a far away distance and the landlord had no issue regarding the incident which refers to only the patient parties, who are aggrieved due to death of a patient. Learned Advocate has drawn attention of the Court to the statement which was made by the

petitioner before the police authorities when he was called under Section 41A of the Cr.P.C.

Having considered the same, I am of the view that the revisional application is required to be heard out on merits.

Accordingly, list the revisional application under the heading "Contested Application" in the monthly list of July, 2024.

Pending hearing of the revisional application, all further proceedings relating to Park Street Police Station Case No.93 of 2019 dated 10.06.2019 before the learned Metropolitan Magistrate, 9th Court, Calcutta be stayed till July 31, 2024.

The petitioner is directed to serve copy of this revisional application upon the opposite party No.1/State through the office of the learned Public Prosecutor, High Court, Calcutta and upon the opposite party No.2 by Speed Post with acknowledgement due and file affidavit-of-service on the next date fixed for hearing.

All concerned parties shall act on the server copy of this order duly downloaded from the official *website* of this Court.

(Tirthankar Ghosh, J.)