

**CRR 2234 of 2024**

Usha Martin Limited & ors.

Vs.

N. K. Roadlines

Sr. Adv. Sandipan Ganguly,  
Adv. Ayan Bhattacharjee,  
Adv. Gaurav Purkayastha,  
Adv. Sushmita Chowdhury

... for the petitioners.

The petitioners who represent the company in the name and style of Usha Martin Limited seek quashing of proceeding of case no. CNS/15134 of 2023 pending before the learned Metropolitan Magistrate, 19<sup>th</sup> Court, Calcutta primarily on the ground that Sections 420/120B/406/506 of the Code are not attracted herein. In fact, the petitioners raised a demand of Rs.22,55,836/- against the opposite party due to loss incurred by them on account of willful and deliberate negligence of the latter which cannot be construed as an offence as alleged.

Upon consideration of the materials on record, this Court is of the view that the matter needs to be considered on merits.

The petitioners are directed to serve copy of the application along with annexure thereto upon the opposite party and file affidavit of service on the adjourned date.

Let the matter appear under the same heading on 22<sup>nd</sup> August, 2024.

All further proceedings of CNS/15134 of 2023 pending before the learned Metropolitan Magistrate, 19<sup>th</sup> Court, Calcutta be stayed till 31<sup>st</sup> August, 2024 or until further orders, whichever is earlier.

**(Suvra Ghosh, J.)**