

33 & 34  
12-12-2024  
Ct. No.34  
b.das

**CRR No. 3058 of 2024**  
+  
**CRAN 1 of 2024**  
+  
**CRAN 2 of 2024**  
With  
**CRR 3059 of 2024**  
+  
**CRAN 1 of 2024**  
+  
**CRAN 2 of 2024**

In the matter of :       Ajit Gulabchand & Ors..  
..... petitioners.

Mr. Sandipan Ganguly  
Mr. Ratnesh Kr. Rai  
Mr. Rohan Ojha  
Mr. S. Das  
Mr. Surojit Saha  
Mr. D. Sengupta               ...for the petitioners.

Mr. Phiroz Edulji  
Mr. Iqbal Kabir  
Mr. Anand Keshari           ...for the opposite party.

Mr. Saryati Dutta           ...for the State.

Affidavits of service filed by the petitioners are taken  
on record.

Learned counsel for the petitioners seeks to use an  
affidavit in opposition to the vacating application filed by  
the opposite parties. The same be filed within one week  
after the ensuing vacation. Affidavit in reply, if any, be  
filed within a week thereafter.

Affidavit in opposition filed by the opposite parties is taken on record.

On prayer of the petitioners liberty is granted to use reply to the said affidavits within one week after vacation.

Learned counsel for the State submits that in the garb of the direction of this Court to the effect that no coercive steps be taken against the petitioners in connection with the present case, the petitioners are not cooperating in investigation of the case and have also ignored the notice under Section 41A of the Code of Criminal Procedure served upon them.

The petitioners undertake to cooperate in investigation of the case.

Learned counsel for the petitioners submits that since the petitioners are the residents of Mumbai and Kerala they may be allowed to respond to the calls of the investigating agency in connection with the present matters through the virtual mode.

Upon consideration of the submission made on behalf of the parties, the interim order granted earlier in favour of the petitioner be modified to the extent that no coercive steps be taken against the petitioners in connection with the present case till 28<sup>th</sup> February, 2025 or until further orders, whichever is earlier subject to the petitioners cooperating in investigation of the case.

The petitioners are at liberty to request the investigating agency for virtual appearance if their physical appearance is not required by the agency for the purpose of interrogation/investigation.

Let these matters appear under the heading “Contested Application” in the monthly list of February, 2025.

The applications being CRAN 1 of 2024 are disposed of.

Urgent certified website copy of the order, if applied for, be given to the parties on compliance of requisite formalities.

**( Suvra Ghosh, J. )**