

01.10.2024.
p.b.
SL. No.19.
Ct. No.236.

CRR 3835 of 2024

Manishi Mohan Maity
Vs.
The State of West Bengal &

Mr. S. P. Pahari,
Mr. S. Rakshit.
.....for the petitioner.

Learned advocate for the petitioner is present.
Heard learned advocate for the petitioner.

The present case arises out of complaint dated 7th August, 2022 made by the opposite party no.2 before O.C. Nanda Kumar Police Station. On the basis of this complaint Nanda Kumar Police Station Case No.1295 of 2022 dated 7th August, 2022 was instituted.

Learned advocate for the petitioner submits that the main allegation against the petitioner is default in making payment of loan although it is admitted that the part of the loan is paid. Learned advocate submits that there is no explanation for delay made after a considerable period from the date of alleged cause of action. Learned advocate further draws attention to the statement under Section 161 Cr.P.C. made by the complainant.

Upon perusing the petition and the materials on record and considering the nature of the case, this Court is of the view that this revisional application should be admitted. Thus, I admit this application.

Let notice be issued upon both the opposite parties within five days from date and affidavit of service be filed on the reopening date after the vacation.

Pending hearing of this application, there shall be a stay of further proceedings being G.R. Case No.2368 of 2022 pending before the learned Court of Chief Judicial Magistrate, 1st Class, 2nd Court, Tamluk, Purba Medinipur for a period of four weeks after vacation.

Let this matter appear four weeks after vacation under the heading “Contested Application”.

(Biswaroop Chowdhury, J.)