

Court No.
28
Item 350
ssi

19.09.
2025

C.R.R. 4256 of 2025

In the matter of:- **Mrs. Kanta Kothari**

Mr. Aditya Chakraborty
Mr. Amarnath Agarwal

.....for the petitioner

Learned counsel appearing on behalf of the petitioner submits as follows. A substantial part of the cheque amount has already been deposited before the learned trial Court during pendency of the proceeding. The invoices relied upon by the complainant opposite party were unsigned, although it had been pointed out on behalf of the petitioner that some of the earlier invoices were signed. There is a mistake about mentioning of the date on which the cheque was actually dishonoured. That makes the impugned proceeding bad. 22.09.2025 is the date fixed for payment of rest of the amount of compensation. The petitioner has undergone a heart bypass surgery and is hard pressed for money.

Let the petitioner serve a copy of this application upon the complainant opposite party by speed post with acknowledgment due, within a week. An affidavit of service to that effect shall be filed on the next date.

List this matter for further consideration under the same heading on 11.11.2025 at 3 PM as "Motion".

The petitioner shall be at liberty to pray for an adjournment before the learned trial Court on the next date fixed for compliance of the order of conviction and sentence i.e., on 22.09.2025.

The learned trial Court is requested to fix the next date of hearing for surrender of the petitioner and for compliance of the order on any day in the 1st week of December, 2025.

The petitioner shall be at liberty to communicate a gist of this order before the learned trial Court.

Urgent photostat certified copy of this order be supplied to the parties, if applied for, as early as possible.

(Jay Sengupta, J.)