

01.04.2026
Court No.42
Item No.84-85
Sudipta

**CRR 4413 of 2024
With
CARN 1 of 2026**

With

**CRR 4414 of 2024
With
CARN 1 of 2026**

**Maumita Mishra
Vs.
The State of West Bengal & Anr.**

Mr. Anirban Kar
Mr. Munshi Ashiq Elahi
Mr. Md. Sahidullah Mridha
Mr. Rohit Mahato

... for the petitioner

Mr. Satadru Lahiri
Mr. Safdar Azam

... for the opposite party no.2

In Re : CRR 4413 of 2024

1. Present petition has been filed challenging the order dated 07.08.2024 passed by the learned Additional District & Sessions Judge, Fast Track Court no.1, Bichar Bhavan, Calcutta in Criminal Appeal no. 10 of 2023. Learned Metropolitan Magistrate, 14th Court, Calcutta vide order dated 15th December, 2022 had imposed a fine of Rs.12 lakhs. The order has been confirmed by the learned Additional District and Sessions Judge.

2. Learned counsel for the petitioner submits that the learned Trial Court and Sessions Judge have fallen into error as there were no legally enforceable debt. Learned counsel submits that

the petitioner has already paid Rs.2,40,000/- under the direction of this court.

3. Learned counsel for the opposite party has filed affidavit-in-opposition. Learned counsel for the petitioner filed affidavit-in-reply along with supplementary affidavit. Let it be taken on record.

4. Let the petition be admitted for hearing.

5. Let the Trial Court record be summoned.

6. The impugned order is stayed subject to the condition that the petitioner shall deposit a sum of Rs.9,60,000/- with the learned Registrar General of this Court on or before 30th April, 2026.

7. Learned Registrar General shall invest this amount in interest bearing FD.

8. Upon deposit the complainant shall be at liberty to move an application for release of the amount.

9. Let the matter be listed in the Monthly List of June, 2026.

In Re : CRR 4414 of 2024

1. Present petition has been filed challenging the order dated 07.08.2024 passed by the learned Additional District & Sessions Judge, Fast Track Court no.1, Bichar Bhavan, Calcutta in Criminal Appeal no. 11 of 2023. Learned Metropolitan Magistrate, 14th Court, Calcutta vide order dated 15th December, 2022 had imposed a fine of Rs.2,50,000/-. The order has been confirmed by the learned Additional District and Sessions Judge.

2. Learned counsel for the petitioner submits that the learned Trial Court and Sessions Judge has fallen into error as there are no legally enforceable debt. Learned counsel submits that the petitioner has already paid Rs.50,000/- under the direction of this court.
3. Learned counsel for the opposite party has filed affidavit-in-opposition. Learned counsel for the petitioner filed affidavit-in-reply along with supplementary affidavit. Let it be taken on record.
4. Let the petition be admitted for hearing.
5. Let the Trial Court record be summoned.
6. The impugned order is stayed subject to the condition that the petitioner shall deposit a sum of Rs.1,50,000/- with the learned Registrar General of this Court on or before 30th April, 2026.
7. Learned Registrar General shall invest this amount interest bearing FD.
8. Upon deposit the complainant shall be at liberty to move an application for release of the amount.
9. Let the matter be listed in the Monthly List of June, 2026.

(Dinesh Kumar Sharma, J.)