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(Ct. No. 29)
06.05.2026
(Susanta)

CRR 5239 of 2025
With
CRAN 1 of 2025
Smt. Smritikana Biswas
Vs.
Sri Rajen Aich

Mr. Pawan Kumar Gupta,
Mr. Biswarup Paine,
Ms. Sofia Naskar,

... for the petitioner.

Petitioner herein is aggrieved with the inordinate delay caused in disposal of the complaint case no. 94 of 2019 filed under Section 138 of the N.I. Act.

Learned Counsel for the petitioner submits that the said complaint was lodged on 18.03.2019 and the case is still pending for recording evidence of P.W. 1.

He further submits that the proceeding has been stalled as the opposite party/ accused is absconding and the Court below is not taking proper steps in order to secure his attendance before the Court.

Therefore, he prayed for an appropriate direction upon the Court below for expeditious disposal of the said proceeding.

Having heard the learned Counsel for the petitioner, at present, the prayer made by the petitioner is innocuous.

The service of copy of application upon the opposite party is dispensed with.

Having heard the learned Counsel for the petitioner and also considering the fact that the proceeding under Section 138 is

pending for more than seven years and also considering the fact that such proceeding is required to be disposed of within a statutory period, I find that the prayer made by the petitioner is justified and required to be allowed to secure the ends of justice.

In view of the above, CRR 5239 of 2025 is hereby disposed of with the direction upon the Court below to make every endeavour for expeditious disposal of the proceeding and to make its best effort to conclude the entire proceeding preferably within a period of six months from the next date of hearing.

It is further directed that the Court below or the Court-in-Charge will be at liberty to take appropriate steps under Section 84 and 85 of the BNSS, if required to secure the attendance of the accused person so that the trial may not be delayed any further.

In view of the disposal of the revisional application the connected application being CRAN 1 of 2025 is also disposed of.

Urgent Photostat certified copy of this order, duly applied for, be given to the parties upon compliance of all requisite formalities.

(Dr. Ajoy Kumar Mukherjee, J.)