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NB Ct. 17

WPA 26874 of 2023

CAN 1 of 2024, CAN 2 of 2024, CAN 3 of 2024
CAN 4 of 2024, CAN 5 of 2024, CAN 6 of 2024
CAN 7 of 2024, CAN 8 of 2024, CAN 9 of 2024

Saroj Kumar Ghosh
Vs.
The State of West Bengal & Ors.

Mr. Rajdeep Majumder,
Mr. Moyukh Mukherjee,
Ms. Aishwarya Bazaz.
...for the petitioner.

Mr. Tarak Karan.
...for the State.

Ms. Debanwita Pramanik
...for the respondent no.4.

Learned counsel appearing on behalf of the petitioner prays for extension of interim order of stay of notice issued under Section 41A of the Code.

Learned counsel appearing on behalf of the respondent no.4 opposes the application for extension of interim order on the ground that it shall cause irreparable harm if the stay is extended. Furthermore, the interim order had expired long ago. There is an application pending under Section 340 of the Code of Criminal Procedure.

At this stage, learned counsel appearing on behalf of the petitioner submits that the application for extension of interim order was filed within time.

It appears that the stay was granted on a notice issued under Section 41A of the Code after hearing the parties.

The interim order was extended from time to time.

Let the vacating application filed on behalf of the respondent no.4 be treated as opposition.

Reply, if any, be filed within a fortnight from this date.

List this matter for hearing under the same heading on 12th September, 2024.

The interim order of stay granted earlier shall continue till 19th September, 2024.

Urgent photostat certified copy of this order may be supplied to the parties expeditiously, if applied for.

(Jay Sengupta, J.)