

14, 15 & 16
22.02.2024
Court No.03

RUP

CALCUTTA HIGH COURT
IN THE CIRCUIT BENCH AT JALPAIGURI
CRIMINAL REVISIONAL JURISDICTION
APPELLATE SIDE

CRR 333 of 2023
With
CRR 334 of 2023
With
CRR 336 of 2023

M/S Blue Orchid @ Blue Orchid Restaurant & Anr..
Vs.
The State of West Bengal & Anr.

Mr. Satarudriya Mukherjee,
Ms. Oshmita Mukherjee,
Ms. Anindita Chakraborty. For the petitioners

Mr. Aditi Shankar Chakraborty, Ld. APP
Mr. Aniruddha Biswas.
.... For the State in CRR 333 of 2023

Mr. Aditi Shankar Chakraborty, Ld. APP
Mr. Ayan Chowdhury
.....For the State in CRR 334 of 2023.

Mr. Aditi Shankar Chakraborty, Ld. APP
Mr. Nilay Chakraborty
.....For the State in CRR 336 of 2023.

1. Learned counsel appearing on behalf of the counsel has submitted that the proceeding was started not in compliance with the provision of the Shops and Establishment Act, 1963 and Rules thereof.
2. It is submitted that non-registration of restaurant owned by the petitioner was noticed by the Inspector of the Minimum Wages Act & Shop Establishment Act, 1963,

Jalpaiguri but without serving any show cause notice, complaint was lodged and cognizance was taken.

3. Now, I find that Trial Court Records are required for appraisal of the issue and disposal of the revisional application.
4. Let the Trial Court Records be call for in connection with CR 449 of 2019 CR 450 of 2019 and CR 448 of 2019.
5. Liberty to mention after arrival of Trial Court Records.

(Bibhas Ranjan De, J.)