

16.7.2026

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CRR 2515 of 2026

M/s. Destiny Finance Pvt. Ltd.

Vs.

The State of West Bengal & Anr.

Mr. Satadru Lahiri
Mr. Debayan Ghosh
Mr. Niladri Banerjee

...for the Petitioner

In this application, the petitioner is aggrieved with the inordinate delay caused in disposal of the proceeding being CS case no. 96856 of 2018 under Section 138/141 of the Negotiable Instrument Act, 1881, presently pending before the Learned Judicial Magistrate, 15th Court, Calcutta.

Being aggrieved by the inordinate delay in disposal of the said proceeding, learned counsel for the petitioner submits that the evidence-in-chief of the complainant was recorded on 18th February, 2024 and the next date was fixed for cross-examination of the complainant by the accused persons but since then, 9 to 10 dates have already been fixed by the Trial court for cross-examination of the complainant but the case has been adjourned either due to the absence of the accused person or due to absence of the Presiding officer or due to the resolution taken by the bar and therefore, he prayed for a direction upon the court below for expeditious disposal of the aforesaid proceeding as he has been seriously aggrieved by such inordinate delay.

Having heard learned counsel for the petitioner, it appears that the prayer made by the petitioner is innocuous and if it is allowed in terms of the prayer made therein, the opposite parties will have no cause to prejudice and as such, the service of copy of application upon the opposite parties is hereby dispensed with.

Having considered the submissions made on behalf of the petitioner and that the trial of the proceeding has got stalled since 16.2.2024 and that the orders granting repeated adjournments, are not supported by cogent reasons, 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 above, the instant application being CRR 2515 of 2026 is hereby disposed of with a direction upon the court below to make every endeavour to conclude the trial as expeditiously as possible and to make his best effort to conclude the trial preferably within a period of six months from the next date of hearing.

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

(Dr. Ajoy Kumar Mukherjee, J.)