

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl.) No(s). 4002/2026

[Arising out of impugned final judgment and order dated 19-09-2025 in CRR No. 2028/2025 passed by the High Court at Calcutta]

M/S. NAUTICA HOSPITALITY CONSULTING
PRIVATE LIMITED & ORS.

Petitioner(s)

VERSUS

THE STATE OF WEST BENGAL & ANR.

Respondent(s)

(FOR ADMISSION)

Date : 11-08-2026 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE K.V. VISWANATHAN
HON'BLE MR. JUSTICE ARUN PALLI

For Petitioner(s) :

Ms. Reshmi Ghosh, Adv.
Ms. Upma Shrivastava, AOR
Mr. Aranya Moulick, Adv.
Ms. Namya Rishi, Adv.
Ms. Debosmita Chakraborty, Adv.

For Respondent(s) :

No.2

Ms. Karuna Nundy, Sr. Adv.
Mr. Vipul Kumar, AOR
Mr. Shiv Mehrotra, Adv.
Ms. Shivangshi Mitra, Adv.
Mr. Prajwal Tiwari, Adv.
Ms. Gayatri Agarwal, Adv.

For respondent No.1-State

Mr. Kunal Mimani, AOR

UPON hearing the counsel the Court made the following
O R D E R

1. The present Special Leave Petition calls in question the correctness of the judgment dated 19th September, 2025 passed by the High Court at Calcutta in

CRR No.2028 of 2025. By the said judgment, the High Court has dismissed the revision of the petitioners. The revision itself was against the order of the Appellate Court confirming the conviction and sentence passed by the Metropolitan Magistrate, 14th Court at Calcutta. The Metropolitan Magistrate had, in a Section 138 proceedings, initiated by respondent No.2 against the petitioners after convicting the petitioners, sentenced the petitioners to pay a fine amount of Rs.17,50,000/- (Rupees seventeen lakhs fifty thousand) and in default ordered petitioner Nos. 2 and 3 to undergo simple imprisonment for two years and further ordered attachment against petitioner No.1.

2. It is undisputed before us that out of the sum of Rs.17,50,000/- (Rupees seventeen lakhs fifty thousand), a sum of Rs.6,50,000/- (Rupees six lakhs fifty thousand) has already been paid to the complainant.

3. Ms. Karuna Nundy, learned senior counsel appearing for the second respondent/complainant does not dispute this fact. That leaves a balance of Rs.11,00,000/- (Rupees eleven lakhs).

4. Ms. Reshmi Ghosh, learned counsel appearing for the petitioners, on instructions, submits that given some time, the petitioners would deposit the balance amount of Rs.11,00,000/- (Rupees eleven lakhs). Learned counsel prays for three months' time to deposit the aforesaid amount.

5. Having considered the submission, we pass the following order:

(a) The petitioners shall on or before 15th September, 2026 deposit in this Court a sum of Rs.5,50,000/- (Rupees five lakhs fifty thousand);

(b) Further, the petitioners shall on or before 27th October, 2026 deposit the balance amount of Rs.5,50,000/- (Rupees five lakhs fifty thousand);

(c) On each of such deposit being made, the Registry shall keep the amounts in a short-term fixed deposit with any nationalized bank on auto-renewal basis;

(d) The petitioner Nos. 2 and 3 shall on their behalf and on behalf of petitioner No.1 file an undertaking before this Court stating therein that they will strictly comply with the above schedule of payment. Such undertaking shall be filed on or before 24th August, 2026; and

(e) It is made clear that the breach of the undertaking will result in serious consequences.

6. List for recording compliance with regard to the first installment on 18th September, 2026.

7. The interim order granted earlier by this Court on 27th January, 2026 shall continue to operate till the next date of hearing.

(ANITA MALHOTRA)
DEPUTY REGISTRAR

(MANOJ KUMAR)
COURT MASTER