



DISTRICT : HOWRAH

IN THE HIGH COURT AT CALCUTTA
CRIMINAL REVISIONAL JURISDICTION

C. R. R. No. 565 of 2011

And

In the matter of :

An Application under Section 482 of
Code of Criminal Procedure ;

And

In the matter of :

Shibpur Police Station Case No. 82 of
2011 , G.R. No. 530 of 2011 filed by the
Officer-In-Charge, Howrah Town
Survey Unit against M/s. Vijaishree
Industries Limited;

And

In the matter of :

Quashing of Shipbur Police Station
Case No. 82 of 2011 , G.R. No. 530 of
2011 filed by the Officer-In-Charge,

Throush;
Howrah
Advocate



Howrah Town Survey Unit against M/s.
Vijaishree Industries Limited, under
Section 4D of the West Bengal Land
Reforms Act, 1955 ;

And

In the matter of :

M/s. Vijai Shree Ltd., a company
incorporated within the provisions of
the Companies Act, 1956 and having
its registered office at 447 & 48, R.C.
Ghat Road, Shibpur, Howrah.

.....Petitioner

Versus

The State

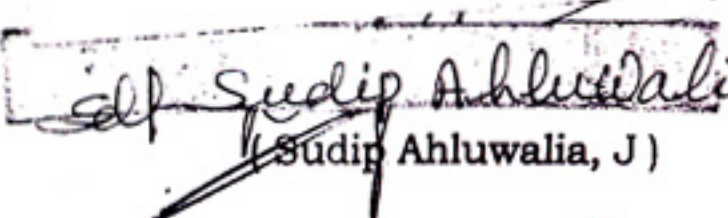

..... Opposite Party


11/08/15

No. of 20

Serial No.	Date	Notes and Orders
	03.08.15 sd.	<p style="text-align: center;">C.R.R. 565 of 2011</p> <p>Mr. Sekhar Basu, Senior Advocate, Mr. Pushan Kar, Ms. Saryati DuttaFor the Petitioner.</p> <p>Mrs. Rituparna GhoshFor the State.</p> <p>Learned Advocate appearing for the State places the report sent up by the concerned officer attached to Shibpur Police Station ;be kept with the record.</p> <p>This revisional application was filed for quashing the proceeding being G.R. Case No. 530 of 2011 pending before the Learned Chief Judicial Magistrate, Howrah, arising out of Shibpur Police Station Case No. 82 of 2011 dated 01.02.2011 under section 4D of the West Bengal Land Reforms Act, 1955, after a complaint was lodged by the Officer -in- Charge, Town Survey Unit, Howrah, to the effect that the petitioner had unauthorisedly changed, converted and altered the area, character and mode of use of the land concerned.</p> <p>It transpires that subsequently in W.P. No. 14733(W) of 2003 , this Court on 17th September, 2008 had directed the Howrah Municipal Corporation to consider taking a decision on the building plan submitted on behalf of the petitioners.</p> <p>Subsequently, those plans have been approved by the Corporation, which was mentioned by the petitioner in its Supplementary Affidavit filed earlier on 01.07.2015. The appended documents including two Sanction Plans were thereafter referred to the Investigating Officer for his report.</p> <p style="text-align: right;"><i>[Signature]</i> 11/08/15</p>

No. of 20

Serial No.	Date	Notes and Orders
		<p>In the report sent up today, the Officer has conceded that both the Plans are valid up to the year 2017.</p> <p>In such circumstances, further criminal proceedings against the petitioner become redundant.</p> <p>The revisional application is, thus, allowed and the proceedings arising out of Shibpur Police Station Case No. 82 of 2011 accordingly stand quashed.</p> <p>Urgent Photostat Certified Copy of this order, if applied for, be given to the parties on compliance of usual formalities.</p> <p style="text-align: right;"> (Sudip Ahluwalia, J)</p> <p style="text-align: right;"></p>

Cr-1080

Certified to be a true copy
Gopal Ghosh
11-08-2015

Assistant Registrar / Section Officer
High Court, Appellate Side, Calcutta
Authorised under Section 76 of the
Indian Evidence Act, 1872
(Act. 1 to 1872)



- 1) Date of application for certified xerox copy. 11.10.87/15.....
- 2) Date of notifying the Charge 11.10.87/15.....
- 3) Date of putting in Charges in Court fee stamps 11.10.87/15..
- 4) Date of which the certified xerox copy was ready for Delivery..... 11.10.87/15.....
- 5) Date of Making over the certified Xerox copy to the applicant

12 - - 8 / 15