

390 C of 2018

Order dated 16.10.2019:-

The complainant files hazira.

Today is fixed for E.R of W.A.

The same has been duly received by this Court on 07.08.2009.

The Ld. Lawyer of the complainant submitted that considering the report filed by S.I. Majharul Biswas duly forwarded by O.C. Malipanchghora P.S., Howrah, W.P.A be issued against the instant accused treating the service upon him as valid and proper.

On repeated calls, both the accused persons are found absent.

It is now 01:30 p.m.

Perused the materials on record which reveals that the complainant is one Assistant Director of Income Tax (Investigation) Unit -4(1) Kolkata, for the assessment year 2017-2018 related with financial year 2016-2017 under sections 276 (1)/277A of the I.T. Act, 1961 filed against two accused persons namely, Sk. Shamim Hussain and Vikash Kumar Agarwal.

S.R is received against both the accused wherefrom it transpires that they are absconding and their whereabouts are not known. The service is treated as valid and proper as per the General Clauses Act. Considering the nature and gravity of the offence, the prayer for issuance of W.P.A is allowed against both the accused persons.

Fixed **14-01-2020** for E.R of W.P.A.

The complainant to file the requisites at once.

Dicted. & corrected by me,

C.J.M.

Chief Judicial Magistrate, Howrah.