

C Case No 13 of 2018

CNR-WBBB01-000724-2018

JO-WB00837

Present: Shri Teerthankar Bhattarcharyya
ADJ,1st Court, Suri, Birbhum.

Order No & dated

46/26.06.2024

Today is fixed for appearance of accused namely, Sk Sher Ali and hearing the prayer of I.O. regarding discharge of three not -charge sheeted accused persons.

Accused Sk Sher Ali on Court bail is present.

Ld. Special P.P. and Ld. Advocate for the accused Sk Sher Ali are also present.

The prayer of I.O. is taken up for hearing.

Heard Ld. Ld. Special P.P. ,who submits that in the charge sheet ,the I.O. of this case has prayed for discharging the three suspected accused persons namely, Sk Monirul, Sk Jalal and Sk Golam Rasul as no evidence has been collected against them.

Heard Ld. Advocate for the accused Sk Sher Ali, who raises no objection. On perusal of the record it appears that repeated notices were sent to the defacto complainant so that he can intimate the court about any objection if any in respect of prayer of the I.O regarding discharging three accused persons . But the defacto complainant who is a police personnel did not turn up in pursuance of the notices .

The court cannot proceed with the case for a considerable period of time due to non-appearance of the complainant .

Having regard to the submission of both sides and considering the materials on record I am inclined to allow the prayer of the I.O.

Hence, prayer of I.O. is allowed.

The three not-charge sheeted accused persons namely, Sk Monirul, Sk Jalal and Sk Golam Rasul are hereby discharged from this case.

Fix 21.08.2024 for appearance of accused Sk Sher Ali and consideration of charge.

Dictated & corrected

Judge
Special Court
NDPS Act
Suri,Birbhum

Judge
Special Court
NDPS Act
Suri, Birbhum.

