

Sessions 59\_of 2020  
CNR-WBBB01-000820-2020  
JO-WB00702

Order No 16 dated  
15.09.2023

This day is fixed for appearance of 34 accused persons and awaiting death reports of 02 accused persons namely, Debiswar Pauria & Monjur Mia.

Out of 34 accused persons ,32 accused persons on Court bail are present and two accused persons namely, Sukumar Nandi and Bapi Ghosh @ Panchu are absent by filing a petition on the ground stated therein.

The petition is considered and allowed for the ends of justice. Sureties are directed to produce the abenstee accused persons positively on the next date fixed id necessary order will be passed.

Two death reports are received in respect of alleged death of Debiswar Pauria and Monjur Mia along with photocopies of death certificates, duly forwarded by the Ld. P.P.-in-charge by filing a petition on the ground stated therein.

The instant petition is considered and allowed for the ends of justice.

Let the case be filed against the two accused persons namely, Debiswar Pauria and Manjur Mia for ever. B.CII is directed to note in the relevant register/documents.

Fix 04.01.2024 for appearance and consideration of charge.

All the accused persons must be present on the next date fixed.

Dictated & corrected

Additional Sessions Judge  
1<sup>st</sup> Court, Suri, Birbhum.

Additional Sessions Judge  
1<sup>st</sup> Court, Suri, Birbhum

**Later(15.09.2023)**

After passing of the above order, one petition is filed by the applicant namely, Sadek Ansari, son of the accused Monjur Mia wherein he prays for returning the NSC certificates on the ground stated therein.

Perused the petition along with the materials on record.

On perusal of the death report as well as the death certificate of accused Monjur Mia, it appears that he died on 02.06.2020. He was granted bail by the Hon'ble High Court Calcutta vide C.R.M. No 11380 of 2017 on 27.11.2017 on furnishing a local surety of Rs.10,000/- and in view of the order of the Hon'ble High Court he furnished the local surety by depositing two(02) NSC certificates of Rs. 5000/- each bearing Nos. 73113041200343 dated 28.11.2017 and 73113041200341 dated 18.11.2017 respectively and those were accepted by Ld. Chief Judicial Magistrate, Birbhum.

Heard Ld. P.P.-in-charge who raised no objection.

I also consider that the instant case has been filed for ever against the accused Monjur Mia on the ground of his death.

In the above circumstances, the two (02) NSC certificates deposited as local surety and accepted by the Ld. Chief Judicial Magistrate dated 28.11.2017 may be returned to the applicant namely, Sadek Ansari after proper verification of identification of the applicant.

The instant petition is thus disposed of.

B.C.I is directed to do the needful.

Let a copy of this order be sent to the Ld. Chief Judicial Magistrate for information.

Dictated & corrected

Additional Sessions Judge  
1<sup>st</sup> Court, Suri, Birbhum.

Additional Sessions Judge  
1<sup>st</sup> Court, Suri, Birbhum