

GR-922 of 2019

Order no.17
dtd.20.05.2025

Today is fixed for Evidence.

The accd. person is represented through his Ld. Adv. by filing a petition U/S.317 Cr.P.C

Ld. Adv. for the accused persons is present.

No Execution return is received.

It appears that the W/W/A was issued against **CSW 7(Investigating Officer namely ASI Atish Biswas)** vide **order no. 16 dated 03.05.2025** and sent to the **R.O Purba Bardhaman** for execution vide **Process no. 1093 dtd 03.05.2025** and subsequently **reminder** was issued upon R.O, Purba Bardhaman.

The position of Law regarding execution of warrants and service of summons are clear that in no case, the Police should retain a process without service or execution beyond the date fixed without informing the Court of the reason of the non-service or the non-execution of the process concerned.

But in this case R.O, Purba Bardhaman has neither executed the W/W/A nor informed this Court about its non-execution of service.

Under these circumstances R.O, Purba Bardhaman is directed to explain as to what prevented him from executing the W/W/A or intimating this Court regarding the reasons of non-execution in time.

Let a copy of this order be sent to the **R.O Purba Bardhaman** for compliance. I/d necessary order.

Let a copy of this order be also sent to the **SP, Purba Bardhaman** with a request to ensure that the warrants and summons sent for execution to the R.O, Purba Bardhaman is executed properly within the time frame fixed by the Court so that the purpose behind the enactment of the provision is not being frustrated.

Fix 17.06.2025 for ER of W/W/A positively. I/d necessary order.

Dictated and corrected by

Judicial Magistrate
2nd Court, Kalna

Judicial Magistrate,
2nd Court, Kalna
(JO Code WB 01389)