

ST 02(11)2018

SC 02(08)17

CNR. NO. WBBK090002912017

Ref. Simlupal P.S case No. 18/2017 dated 12.03.2017, U/S- 498A/304B/302/34 of I.P.C, corresponding to GR case no. 98/2017

Order No. 92

Date. 31.08.2023

Today is the date fixed for production of the accused person, appearance of the accused persons on bail and prosecution evidence.

One letter is received from the convensor Khatra Advocates' Bar Association dated 29.08.2023 , in which it is mentioned that members have resolved not to participate in the judicial proceeding except bail matters and filing on 31.08.2023 and 01.09.2023.

Honourable Supreme Court in the matter of **Ex. Capt. Harish Uppal Vs Union of India and another** (2003) 2 SSC 45 observed that lawyers have no right to gone strike or give a call for boycott and Courts are under obligation to hear and decide cases brought before it, and cannot adjourned matters merely because lawyers are on strike. Honourable Supreme Court in the matter of **Raman Services Private Limited Vs Subhash Kapoor** (2001) 1 SSC 118 observed that when advocate involves himself in strike there is no obligation on part of court to either wait or adjourned the case on that ground. In view of the above observations of the Honourable Supreme Court proceeding of this case is taken up.

Accused Surajit Panda is produced from Bankura District Correctional Home.

Four accused persons on court bail are present.

No any advocate is present on behalf of the accused persons despite repeated calls.

None is present for prosecution despite repeated calls.

No witness is present.

Considering the seriousness of allegations against the accused person namely Surajit Panda , he is remanded to J/C till next date fixed.

To date (04.09.2023) for production of the accused person, appearance of the accused persons on bail and prosecution evidence.

Let copy of this order be sent to the Ld. Public Prosecutor, Bankura and to the District Magistrate, Bankura for ensuring the presence of Prosecution on the next date fixed as none is present for prosecution today despite repeated calls.

Dictated & corrected  
by me.

A.S.J

Additional Sessions Judge,  
Khatra, Dist.- Bankura  
J.O. Code WB01399