

FORM OF ORDER SHEET
DISTRICT : COOCH BEHAR

IN THE COURT OF THE SESSIONS JUDGE, COOCH BEHAR

Sessions Case No. 92 / 2024
(CNR. No. WBCB01-001827-2024)

State of West Bengal **Vs** **Pradip Baishya & 2 others**
U/S 498A/302 of I.P.C.

Present :- Smt. S. N Chakraborti, Sessions Judge, Cooch-Behar
J.O. Code – WB00584

Order No. 01, dated 27-11-2024

Received a letter of Commitment along with the copy of Commitment order, Explanation of delay in duplicate, two sets of briefs together with the L.C.R. of G.R. Case No. 367 / 2013 from the court of Ld. C.J.M, Sadar, Cooch Behar.

Considered. Cognizance is **taken**.

Register the case as Sessions Case.

Today is the date fixed for appearance of the accused persons.

Both the accused persons on court bail are present today.

Learned counsel, *Sri. Sujit Kumar Dey*, appears for the accused persons and files *Vokalatnama*.

Learned Counsel for the accused persons also files a petition and prays for confirmation of bail.

The application for confirmation of bail (**I.A. No. 01 of 2024**) has been taken up for consideration.

Heard the submissions of the learned defence counsel as well as learned Public Prosecutor.

It appears from the record that there is no adverse report against the accused persons. The conduct of the accused persons appears to be good in attending the court. Accordingly, the prayer for confirmation of bail (**I.A. No. 01 of 2024**) is allowed by directing the accused persons to remain on same bail during trial.

On scrutiny it has come to the notice of this Court that the case was committed on 10-07-2023 by the learned Chief Judicial Magistrate, Cooch Behar vide Order No. 49, dt. 10/07/2023. It also appears that the accused persons were directed to appear before this Court on 27-11-2024 i.e. more than sixteen (16) months after the commitment of the case. Apart from that, in the explanation of delay as annexed with the case record, it appears from that

delay is explained only for the period from the date of lodging complaint till the date of when copy was served to the accused persons, but there is no whisper as regard the later period i.e. till date of appearance of the accused persons before this court.

Therefore, learned Chief Judicial Magistrate, Cooch Behar is directed to furnish a report by explaining vividly as regards the cause of delay covering the whole period as to why the case was fixed for appearance of the accused persons before this Court after a long period of sixteen (16) months.

Fix **04/01/2025** for appearance of the accused persons and consideration of charge.

The accused persons on court bail are directed to be present on the above date positively.

Dictated & corrected

Sd/-
**Sessions Judge,
Cooch Behar**

Sd/- S.N.Chakrabarti
**Sessions Judge
Cooch Behar**