

SESSIONS CASE NO.09 OF 2024
CNR NO.WBCS01-000143-2024
Present: Smt. Indrila Mukhopadhyay Mitra
J.O. CODE NO.WB00656
(Chief Judge in-charge)
Judge, Exclusive (POCSO) Court
City Sessions Court, Calcutta

Order no. 13 dated 12.12.2024

Ld. P.O. is on leave today.

Today is fixed for appearance of the accused person nos.2 to 9, production of the accused person namely 1) Razi Ahmed from the Superintendent of Beniapur Sub-Jail, Darbhanga, Bihar and hearing of the petition dated 21.08.2024 u/s 227/228 of Cr. P.C. filed on behalf of all the accused persons namely 1) Razi Ahmed, 2) Md. Kurban, 3) Munna Sahani, 4) Md. Jilani, 5) Md. Parvez, 6) Md. Tanvir, 7) Md. Kashim, 8) Akbar Mirza and 9) Abdul Sattar praying for discharging the accused/petitioners from the instant case.

The accused persons namely 2) Md. Kurban, 3) Munna Sahani, 4) Md. Jilani, 5) Md. Parvez, 6) Md. Tanvir, 7) Md. Kashim, 8) Akbar Mirza and 9) Abdul Sattar on Court Bail are present in Court by filing hazira.

The accused person namely 1) Razi Ahmed is not produced before this Court.

Ld. Counsel for the above named accused persons is present.

Ld. P. Ps.-in-charge are present.

The I.O. of this case filed a report along with a Email copy stating that email was sent to the office of the Superintendent of Beniapur, Sub-Jail, Darbhanga, Bihar with the request to produce the accused person namely 1) Razi Ahmed before this Court today i.e. on 12.12.2024.

Perused the same and let the same be kept with the record.

Received one report along with annexures from the Superintendent of Beniapur Sub-Jail, Darbhanga, Bihar vide letter no.3752 dated 29.11.2023 in regional language wherein it is stated that the accused person namely 1) Razi Ahmed could not be produced before this Court today as date of production of the said accused person before the Court therein has been fixed on 12.12.2024.

Received one copy of intimation from the Superintendent of Beniapur Sub-Jail, Darbhanga, Bihar vide letter no.3847 dated 06.12.2024.

Perused the same and let those be kept with the record.

It appears from the case record that the production warrant in respect of accused person namely no. 1) Razi Ahmed was issued vide order no. 9 dated 19.09.2024 upon the Superintendent of Beniapur Sub-Jail, Darbhanga, Bihar to produce this accused person before this Court on this day but this accused person is not produced before this Court today by the Superintendent of Beniapur Sub-Jail, Darbhanga, Bihar.

In view of such circumstances, the Superintendent of Beniapur Sub-Jail, Darbhanga, Bihar is further directed to produce the accused person no. 1) Razi Ahmed before this Court on the next date fixed positively.

I.O of this case is further directed to pursue the matter with the Superintendent of Beniapur Sub-Jail, Darbhanga, Bihar for ensuring the production of the accused person 1) Razi Ahmed before this Court on the next date fixed positively.

In view of the above fact, this Court is not in a position to proceed with the hearing of the petition dated 21.08.2024 filed u/s 227/228 of Cr. P.C. on behalf of all the accused persons namely 1) Razi Ahmed, 2) Md. Kurban, 3) Munna Sahani, 4) Md. Jilani, 5) Md. Parvez, 6) Md. Tanvir, 7) Md. Kashim, 8) Akbar Mirza and 9) Abdul Sattar praying for discharging the accused/petitioners from the instant case.

Accordingly, the case is adjourned for the ends of justice.

Fix **21.01.2025** for appearance of the accused person nos.2 to 9, production of the accused person namely 1) Razi Ahmed from the Superintendent of Beniapur Sub-Jail, Darbhanga, Bihar and hearing of the petition dated 21.08.2024 u/s 227/228 of Cr. P.C. filed on behalf of all the accused persons namely 1) Razi Ahmed, 2) Md. Kurban, 3) Munna Sahani, 4) Md. Jilani, 5) Md. Parvez, 6) Md. Tanvir, 7) Md. Kashim, 8) Akbar Mirza and 9) Abdul Sattar praying for discharging the accused/petitioners from the instant case.

The accused person nos. 2 to 9 on Court bail are as before.

Let a copy of this order be sent to the Superintendent of Beniapur Sub-Jail, Darbhanga, Bihar for information and necessary compliance.

Let a copy of this order be sent to the I.O. of this case through concerned O/C for information and necessary action.

D/C by me

Sd./-
Chief Judge-in-charge
City Sessions Court
Calcutta

Chief Judge-in-charge
City Sessions Court
Calcutta

