

Spl Case No. 05/99
Reg No.43/14
CNR WBCS01-000003-1999
Order No.182
Order dated 15.01.25.

Out of four accused persons are facing trial, accused Gobindo Prasad Bajoria is absent and represented by his Id. Advocate u/s 317 CrPC. Accused Niharendu Roy is absent and one petition is filed u/s 317 CrPC but none appears on behalf of accused Niharendu Roy on repeated calls.

On perusal of the case record, it appears that an attachment order was passed against accused no.3 M/S Shiba Wire and Steel Products Ltd. on 03.12.21.

Accused No. 3 was previously represented by Accused No.1 Gopal Bajoria but since that date Gopal Bajoria did not represent accused No. 3. Since the passing of order of attachment the holding IO did nothing and only prayed for extension of time through Id. PP which was allowed time to time.

Similarly, warrant of arrest was issued against the accused Gopal Bajoria and again the Superintendent of Police CBI, EOB, Kolkata has prayed for extension of time for executing the warrant of arrest against accused Gopal Bajoria.

All these conducts itself, show that the investigating agencies are not willing to adhere the direction of this court. The case is more than 25 years old and hence, further opportunity for execution of attachment against A3 and execution of warrant of arrest against accused A1 will be detrimental to the fair trial of this case and in the event of failure to execute the O/A against A3 and warrant of arrest against A1 will be seriously viewed on the next date of hearing.

To 19.01.25 for appearance of holding IO of this case.

The Holding IO of this case must be physically present on the date fixed i.e. 19.02.25.

Let a copy of this order be sent to the Superintendent of Police CBI, EOB, Kolkata through the Id. PP for CBI.

Sd/-
Judge, 3rd Special
(CBI Designated) Court,
Bankshall Court, Calcutta