

NIA Case no. 01 of 2026
CNR–WBCS01-000091-2026
Present: Sri Sukumar Ray
J.O. CODE NO.WB00590
Chief Judge,
City Sessions Court, Calcutta

Order no. 05 dated 12.02.2026

1. Today is fixed for production of the accused persons, personal appearance of the Investigating Officer of Beldanga PS and submission of report by the Superintendent of Police, Murshidabad.
2. A prayer to produce the accused persons through audio-video electronic means has been filed on behalf of Superintendent, Berhampore Central Correctional Home.
3. Perused. Considered. The prayer is allowed.
4. The accused persons, namely,
 1. Md. Wazed Ali Molla, S/o late Mahasin Molla,
 2. Salauddin Sk, S/o Abu Bakkar Sk,
 4. Modasir Sk, S/o Mirajul Sk.
 5. Raja Sk, S/o Jubbar Ali Sk.
 6. Samayun Sk., S/o Nur Jamin Sk.
 7. Najibur Rahaman, S/o Mojibur Sk.
 8. Injamul Hoque, S/o Sahajamal Sk.
 10. Md. Ali Murtuja, S/o Asraful Sk.
 11. Md. Washim Akram, S/o Nabab Sk.
 12. Abdul Motalim Sk, S/o Mohasin Sk.
 13. Maharam Sk, S/o Murai Sk.
 14. Rayajul Hoque, S/o Ekramul Hoque
 16. Janarul Sk, S/o Yearsalim Sk.
 17. Muluk Chand Sk, S/o Abdul Gaffar Sk.
 18. Mursalim Sk, S/o Jaker Ali Sk.
 19. Najmul Hoque, S/o Icha Hoque
 20. Nasir Sk, S/o Nibastullah Sk
 21. Hadisul Hoque, S/o Abdul Rahaman
 22. Akul Chand, S/o Momon Sk.
 23. Sadikul Sk, S/o Kalam Sk.
 24. Anower Sk, S/o Razzak Sk.
 25. Mofijul Sk, S/o Abul Sk.
 26. Hodaleb Molla, S/o Golom Mustafa
 27. Milan Sk, S/o late Swapan Sk.
 28. Atibur Sk, S/o late Majibur Sk.
 29. Motiur Rahman, S/o late Md. Kawsarul Hoque
 33. Tofail Sk, S/o late Kadar Ali

34. Ladim Sk, S/o Moulabox Sk.

35. Robiul Islam, S/o late Anisur Sk.

37. Fajlur Rahaman, S/o Gajlur Rahaman and

38. Noor Alam, S/o Ali Mahammad,

are produced before this Court from Berhampore Central Correctional Home through audio-video electronic means.

5. Ld. Special Public Prosecutor representing the National Investigation Agency is present.

6. Ld. Chief Public Prosecutor representing the Superintendent of Police, Murshidabad Police District is present.

7. Ld. Advocates for the accused persons are present.

8. One report has been received from the Superintendent of Police, Murshidabad Police District. Let the same be kept with the record.

9. An explanation report has been received from Sudip Kumar Dhar, S.I, Beldanga P.S. Let the same be kept with the record.

10. Mr. Sudip Kumar Dhar, S.I, Beldanga P.S is personally present.

11. Mr. Arvind Kumar Tiwari, Insp./AIO/NIA, B.O., Kolkata has filed a petition through Ld. Special Public Prosecutor praying for passing necessary direction upon the Investigating Officer of Beldanga P.S to hand over the case records to NIA.

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

13. Ld. Chief Public Prosecutor as well as the NIA is directed to submit the server copy of the solemn order of the Hon'ble Apex Court in this matter by 17.02.2026.

14. The Investigating Officer of Beldanga PS case being no. 51 of 2026 dated 17.01.2026 is directed to remain present before this court on the next date fixed positively.

15. Fix 17.02.2026 for hearing of the petition filed by the NIA with regard to hand over of case diary, alamats and other documents by the Investigating Officer of Beldanga PS case being no. 51 of 2026 dated 17.01.2026.

16. The matter will be taken up for hearing on 17.02.2026 at 03:00 pm.

17. Mr. Arvind Kumar Tiwari, Insp./AIO/NIA, B.O., Kolkata has filed a petition through Ld. Special Public Prosecutor praying for judicial custody of the accused persons for fourteen days.

18. Heard both sides. Considered. The prayer is allowed for ends of justice.

19. Accordingly, the accused persons are remanded to J/C till 19.02.2026.

20. Issue custody warrant accordingly.

21. At this juncture, two separate petitions have been filed on behalf of accused persons, namely, Mofijul Sk and Wazed Ali Molla praying, for arrangement of proper medical treatment to them.

22. Heard. Considered.

23. True it is that every person enjoys an absolute right of his adequate medical treatment and the State has an obligation to render such treatment.

24. Right to be treated as per his own choice is also an absolute choice of every one, but such right becomes *qualified* one when he is in lying in custody with an allegation of committing serious offence, like the present one.
25. True that even in case of such *qualified right* an accused can never be deprived of his adequate medical treatment.
26. It is well settled that mere assertion of illness or desire for better medical treatment cannot be a ground for granting prayer to admit the accused at the private hospital at the cost of the accused in cases involving grave and serious offences, like in our case in hand, particularly when there is no evidence of any deliberate neglect of medical care by Correctional Home Authorities.
27. Accordingly, the prayers of the accused persons namely, **Mofijul Sk and Wazed Ali Molla** are **allowed**.
28. **The Superintendent, Berhampore Central Correctional Home is directed to take necessary steps and provide medical treatment to the accused persons as and when required.**
29. **To date, i.e., 19.02.2026, for production of the accused persons from the J/C.**
30. Let a copy of this order be sent to the NIA through the Ld. Special Public Prosecutor for information.
31. Let a copy of this order be sent to the Ld. Chief Public Prosecutor for information.
32. Let a copy of this order be sent to the Superintendent of Police, Murshidabad, West Bengal for information.
33. Let a copy of this order be sent to the Superintendent, Berhampore Central Correctional Home for information and necessary compliance.
34. Let a copy of this order be sent to the Investigating Officer through the Superintendent of Police, Murshidabad, West Bengal for information.

Dictated & corrected by me,

Chief Judge
City Sessions Court, Calcutta.

Chief Judge
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