

NIA Case no. 01 of 2026
CNR–WBCS01-000091-2026
Present: Shrutirupa Ghosh (Majee)
Chief Judge, in-charge,
Addl. Dist & Sessions Judge,
Fast Track Court No. 2,
City Sessions Court, Calcutta
JO Code No. WB00821

Order no. 10 dated 27.02.2026

1. Ld. PO has been retained on duty in the courts during the upcoming process of Special Intensive Revision (S.I.R.) by the Hon'ble Court, Calcutta in view of the order dated 20.02.2026 passed by the Hon'ble Supreme Court of India in Writ petition(s) Civil Number(s)1089 of 2025 with W.P. (C) Number-126/2026, W.P. (C) Number-129/2026(PIL-W), W.P. (C) Number-737/2025(PIL-W), W.P. (C) Number-1074/2025 (PIL-W), W.P.(C) Number-1088/2025 (PIL-W), W.P.(C) Number-1216/2025(PIL-W), W.P.(C) Number-159/2026(PIL-W), W.P.(C)Number-119/2026 (PIL-W). I am in charge.
2. Today is fixed for production of all the accused persons, case diary and hearing of the petition dated 19.02.2026 filed by the National Investigation Agency praying for police remand of seven accused persons.
3. 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. **Nur Alam, S/o Ali Mahammad,**

are produced physically before this Court from J/C.

4. Ld. Special Public Prosecutor representing the National Investigation Agency is present.
5. Ld. Chief Public Prosecutor representing the State of West Bengal is present.
6. Ld. Advocates for all the accused persons are present.
7. Investigating Officer of Beldanga P.S is personally present along with Case Diary before this Court.
8. The Superintendent of Police, Murshidabad, West Bengal is also present before this Court.
9. Ld. Advocate for accused person Tofail Sk files a petition praying for bail. Perused the same and let it be kept with the record.
10. An application is made by the National Investigation Agency for police remand of the seven accused persons, namely, 1) Md. Wazed Ali Molla, S/o late Mahasin Molla, 2) Salauddin Sk, S/o Abu Bakkar Sk, 14) Rayajul Hoque, S/o Ekramul Hoque, 20) Nasir Sk, S/o Nibastullah Sk, 27) Milan Sk, S/o late Swapan Sk, 29) Motiur Rahman, S/o late Md. Kawsarul Hoque and 34) Ladim Sk, S/o Moulabox Sk, and judicial custody of the remaining 24 accused persons.
11. Ld. Special Public Prosecutor representing the National Investigation Agency has filed copy of the order dated 26.02.2026 passed by the Hon'ble High Court, Calcutta passed in connection with WPA (P) 153 of 2025 with IA Nos. 1, 2 & 3 of 2026.
12. Perused the same.
13. The operative portion of the solemn order of the Hon'ble Court is as follows:

“25. On careful perusal of the order dated 11.02.2026 as passed by the Hon'ble Supreme Court it appears to us that in order to come to a logical conclusion as to whether a prima facie case for investigation under UAPA is made out or not, the NIA is duty-bound to submit its report, post-investigation or during the course of investigation before this Court. It thus appears that in order to enable the NIA to submit its report, post-investigation or during the course of investigation as directed by the Hon'ble Supreme Court before this Court, the NIA must obtain the case diary in relation to the aforementioned P.S. Case without which it is practically impossible to submit a report by the NIA.

26. In view of the discussion as made hereinabove, we thus find no reason to stay the operation of the order No. 6 dated 17.02.2026 as passed in connection with NIA case No. 01 of 2026 as pending before the learned Chief Judge, City Sessions

Court at Calcutta and we are also not inclined to stay all further proceeding in connection with the said NIA case no. 01 of 2026 as prayed for.”

14. Now, the petition filed today by the National Investigation Agency praying for police remand of the seven accused persons in the custody of National Investigation Agency is taken up for hearing.
15. Ld. Special Public Prosecutor representing the NIA submits that the custodial interrogation of the accused persons is required in this case to unearth the larger conspiracy involved in this case. So, he prays for custody of the seven accused persons under NIA for the purpose of thorough and proper investigation.
16. Heard the Ld. Advocates for the accused persons.
17. Perused the case record.
18. On perusal of the record, it appears that these accused persons were apprehended in connection with Beldanga PS Case being no. 51 dated 17.01.2026 u/s 109/115(2)/117(2)/121(1)/121(2)/126(2)/132/189(2)/189(4)/221/324(5) of the Bharatiya Nayaya Sanhita read with section 3/4 Prevention of Damage to Public Property Act and section 9 of West Bengal Maintenance of Public Order Act and section 8B of the National Highway Act. Subsequently, the NIA re-registered the case being no. RC-04/2026/NIA/DLI.
19. In **CBI Vs Vikash Mishra reported in 2023 (6) SCC 49** the Hon'ble Apex Court observed that the right of custodial interrogation of the accused is very important right in favour of investigating agency to unearth the truth and should not be curtailed.
20. Considering the allegation against the accused persons, bare perusal of the prayer for custody of NIA and the record, I am of the view that custody of the accused persons under the NIA is required to facilitate the works of investigation.
21. In view of above, the prayer for custody of NIA of the accused persons, namely, 1) Md. Wazed Ali Molla, S/o late Mahasin Molla, 2) Salauddin Sk, S/o Abu Bakkar Sk, 14) Rayajul Hoque, S/o Ekramul Hoque, 20) Nasir Sk, S/o Nibastullah Sk, 27) Milan Sk, S/o late Swapan Sk, 29) Motiur Rahman, S/o late Md. Kawsarul Hoque and 34) Ladim Sk, S/o Moulabox Sk, is **allowed** for seven (07) days.
22. The Investigating Officer of NIA is permitted to take the above named accused persons in the custody of NIA.
23. Thus, the accused persons, namely, 1) Md. Wazed Ali Molla, S/o late Mahasin Molla, 2) Salauddin Sk, S/o Abu Bakkar Sk, 14) Rayajul Hoque, S/o Ekramul Hoque, 20) Nasir Sk, S/o Nibastullah Sk, 27) Milan Sk, S/o late Swapan Sk, 29) Motiur Rahman, S/o late Md. Kawsarul Hoque and 34) Ladim Sk, S/o Moulabox Sk, be remanded to the custody of NIA till **06.03.2026**.
24. The Investigating Officer of NIA is directed to get accused medically examined before taking them to his custody. He is also directed to get accused medically examined every 48 hours while the accused are in custody of the NIA and he

should comply with the guidelines of the Hon'ble Supreme Court of India and National Human Rights Commission in this regard.

25. Accordingly, the petitions dated 19.02.2026, 26.02.2026 & 27.02.2026 filed by the NIA stand disposed of.
26. The rest twenty four (24) accused persons be remanded to J/C till 13.03.2026.
27. The Investigating Officer of Beldanga Police Station case No. 51/2026 dated 17.01.2026 is directed to hand over the original case records, with all exhibits, material objects, documents, alamats and other materials to the Chief Investigating Officer of NIA of this case being no. RC-4/2026/NIA/DLI within 48 hrs positively.
28. The Superintendent of Police, Murshidabad is directed to take necessary action in this regard.
29. The Chief Investigating Officer of NIA is directed to submit a report before this court on the next date fixed regarding receiving of the case diary from the Investigating Officer of Beldanga Police Station case No. 51/2026 dated 17.01.2026.
30. Fix 06.03.2026 for production of the accused persons, namely, 1) Md. Wazed Ali Molla, S/o late Mahasin Molla, 2) Salauddin Sk, S/o Abu Bakkar Sk, 14) Rayajul Hoque, S/o Ekramul Hoque, 20) Nasir Sk, S/o Nibastullah Sk, 27) Milan Sk, S/o late Swapan Sk, 29) Motiur Rahman, S/o late Md. Kawsarul Hoque and 34) Ladim Sk, S/o Moulabox Sk, before this court from the custody of NIA and submission of report by the NIA.
31. Fix 13.03.2026 for production of rest twenty four (24) accused persons before this court from J/C, hearing of the bail petitions filed on behalf of accused Md Wazed Ali Molla and Tofail Sk and written objection, if any, in the meantime.
32. Let a copy of this order be sent to the Superintendent of Police, Murshidabad for information and necessary compliance.
33. Let a copy of this order be sent to the Superintendent, Presidency Correctional Home for information and necessary compliance.
34. Let a copy of this order be sent to the Investigating Officer through the Ld. Special Public Prosecutor for National Investigation Agency for information.
35. Let a copy of this order be sent to the Investigating Officer of Beldanga Police Station case No. 51/2026 dated 17.01.2026 through the Superintendent of Police, Murshidabad, West Bengal for information and necessary compliance.

Dictated & corrected by me,

Chief Judge (I/C)
City Sessions Court, Calcutta.

Chief Judge (I/C)
City Sessions Court, Calcutta.