

Sessions Case no. 128 of 2013

Order no. 99 dated 16.08.2017

Record is put up today for order.

Accused 1) Keshav Raj Pokhrel, 2) Arun Moktan, 3) Tenzing Khambachay (Sherpa), 4) Kamal Sinha, 5) Puran Thami, 6) Keshar Rai, 7) Dawa Sangey Sherpa, 8) Suraj Singh, 9) Kismat Chhettri, 10) Alok Kantamoni Thulung, 11) Sanjoy Tamang, 12) Bhanu Rai, 13) Amol Lama, 14) Nagendra Pradhan, 15) Ashis Tamang, 16) Sona Sherpa, 17) Rabin Subba, 18) Dinesh Gurung @ Karate Kaila 19) Anita Lakhandri, 20) Sandhya Gurung, 21) Kabita Dahal, 22) Miss. Urmila Rumba and 23) Ranjit Rai are present by filing haziras.

Accused 1) Jiten Tamang, 2) Bimal Gurung @ Daju, 3) Smt. Asha Gurung, 4) Pemba Tshering Ola, 5) Roshan Giri, 6) Binay Tamang, 7) Sushma Rai, 8) Dinesh Theeng, 9) Devendra Sharma, 10) Dipen Malay, 11) Tilak Rai, 12) Babita Ganguly, 13) Naresh Rai, 14) Prabin Subba, 15) Harka Bahadur Chettri 16) Sunil Rai, 17) Subhash Tamang, 18) Pradeep @ Bhupendra Pradhan, 19) Prasant Chhettri @ Yogen, 20) Sudesh Rai Majhi, 21) Col. Ramesh Allay 22) Edwin Sanchabir Subba, 23) Goutam Tamang, 24) Khagen Tamang and 25) Ruden Sada Lepcha are absent.

Ld. Advocates for the above named accused persons filed three petitions under section 317 Cr.P.C., praying for permission to represent the accused persons, by them, after serving the copy to the ld. Spl. P.P.

Hazira filed on behalf of Bharati Tamang (widow of the deceased) through her ld. advocate.

Hazira filed by the ld. Spl. P.P.

One petition filed on behalf of Bharati Tamang (widow of the deceased) through her ld. Advocate after serving the copy both sides stating that order dated 11.8.2017 passed by this ld. Court may be modified and/or clarified to the extent that the petitioner did not advance any submissions praying that due to pendency of the applications before the Hon'ble Supreme Court of India the order of discharge petitions as well as the consideration of charge should not be passed and your petitioner prays that the discharge petitions may be rejected and charge may be framed against the accused persons as early as possible by this ld. Court and to pass other order as this ld. Court deems fit and proper.

Another petition filed on behalf of accused Bimal Gurung @ Daju & 44 others through their ld. Lawyer after serving the copy to the ld. Spl. P.P., praying for the date of framing charge may be fixed against the accused persons who will not be discharged from the instant case, after 23rd August, 2017.

Both the petitions be kept with the record.

One petition also filed on behalf of accused Kismat Chhettri through his ld. Lawyer after serving the copy to the ld. Spl. P.P., praying for directing the prosecuting agency to file a report and to take steps to defreeze the petitioner's/accused bank account.

Heard. Considered.

Call for a report from the CBI fixing 22.08.2017 for report and hearing the above petition.

Let a copy of this order along with the copy of the petition be sent to the CBI for compliance.

To 4.30 p.m. for awaiting order.

D/C. by me.

Sd/-

Chief Judge
City Sessions Court, Calcutta.

Sd/-

Chief Judge
City Sessions Court, Calcutta.

Later : 4.30 p.m.

Order could not be completed today.

To 17.08.2017 for order.

D/C. by me.

Sd/-

Chief Judge
City Sessions Court, Calcutta.

Sd/-

Chief Judge
City Sessions Court, Calcutta.