

SESSIONS CASE NO 128 OF 2013

CNR-WBCS01-000139-2013
Present: Sri Uttam Kumar Shaw
Chief Judge, City Sessions Court, Calcutta
J.O. CODE NO.WB00372

Order no 174 dated 21.04.2023

Today is fixed for bringing order from the Hon'ble Supreme Court and further order of Hon'ble High Court, Calcutta.

Ld. Special P.P. is present and files hazira.

None turns up on behalf of the De-facto Complainant.

Out of (47) Accused persons, (47) Accused persons namely **1. Subhash Tamang, 2.Prashant Chhetri @ Yogen Rai, 3.Asish Tamang, 4.Sudesh Rai Majhi, 5.Sunil Rai, 7.Dipen Malay, 08. Arun Moktan, 09. Sanjay Tamang, 10. Bhanu Rai, 11. Kamal Singha, 12.Dawa Sangey Sherpa, 13.Suraj Singh, 14. Amol Lama, 15. Prabin Subba, 16.Goutam Tamang, 17.Ruden Sada Lepcha, 18. Edwin Sanchabir Subba, 19.Khagen Tamang, 20.Ranjit Rai, 21.Alok Kanta Mani Thulung @ Rai, 22.Kesav Raj Pokhrel, 23.Puran Thami, 24.Kismat Chhettri, 25. Dinesh Gurung @ Karate Kaila, 26.Tenzing Khambache, 27.Naresh Rai, 28.Nagendra Pradhan, 29.Kesar Rai, 30. Binoy Tamang, 32.Dinesh Theeng, 33 Asha Gurung, 34.Sushma Rai, 35.Sandhya Gurung, 36.Urmila Rumba, 37.Anita Lakhandri, 38. Kabita Dahal, 39.Babita Ganguly, 40.Sona Sherpa, 41. Roshan Giri, 42) Jiten Tamang, 43) Pradeep @ Bhupendra Pradhan, 44. Harka Bahadur Chettri, 45. Rabin Subba, 46. Pemba Tshering @ Ola and 48. Devendra Sharma** on Court Bail are found absent on calls.

A petition has been filed for the Accused persons namely **42) Jiten Tamang** and **43) Pradeep @ Bhupendra Pradhan** praying for allowing their Ld. Advocate to represent the Accused persons u/s 317 of Cr. P.C. on the ground stated therein.

Heard both sides.

The prayer is considered and allowed.

The Accused persons namely **42) Jiten Tamang** and **43) Pradeep @ Bhupendra Pradhan** are allowed to be represented through their Ld. Advocates u/s 317 Cr. P.C.

None turns up on behalf of the Accused person namely **44) Harka Bahadur Chettri**.

In view of such, Sureties namely Ramesh Chandra Shaw and Biplab Chatterjee are directed to produce the accused namely **44) Harka Bahadur Chettri** on the next date fixed.

Two more petitions have been filed on behalf of the rest of the Accused persons praying for condoning their absence and also for an adjournment on the ground stated therein.

No further order of Hon'ble High Court, Calcutta has been neither received, nor placed before this Court.

In view of such as well as resolution "not to pass any adverse order" taken by local Bar, case is adjourned.

Accordingly, fix **19.05.2023** for bringing updated order from the Hon'ble Supreme Court and further order of Hon'ble High Court, Calcutta and production of accused namely **44) Harka Bahadur Chettri** by sureties.

To-date for taking steps by all the accused regarding their appearance.

Let a copy of this order be sent to the Ld. CMM, Calcutta for information and necessary action.

D/C by me.

Sd./-
Chief Judge
City Sessions Court, Calcutta

Chief Judge
City Sessions Court, Calcutta

Later:

After passing of the above order, a petition has been filed for the accused namely **44) Harka Bahadur Chettri** praying for allowing their Ld. Advocate to represent the Accused person u/s 317 of Cr. P.C. on the ground stated therein.

Heard.

The prayer is considered and allowed with a direction to take any step in time.

The accused namely **44) Harka Bahadur Chettri** is allowed to be represented through their Ld. Advocates u/s 317 Cr. P.C.

As step has been taken on behalf of the accused namely **44) Harka Bahadur Chettri**, the order passed on this day directing the sureties to produce the accused before this Court needs not be sent to the Ld. CMM, Calcutta.

D/C by me.

Chief Judge
City Sessions Court, Calcutta

Chief Judge
City Sessions Court, Calcutta