

SESSIONS CASE NO 128 OF 2013
CNR-WBCS01-000139-2013
Present: Sri Soumendhra Nath Das
Chief Judge, City Sessions Court, Calcutta
J.O. CODE NO.WB01132

Order no 180 dated 15.01.2024

Today is fixed for bringing updated order from the Hon'ble Supreme Court of India and bringing updated order, if any, of Hon'ble High Court, Calcutta in CRR No. 3685 of 2017.

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

Hazira is filed 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 petitions has been filed for the Accused person namely 44) Harka Bahadur Chettri praying for allowing his Ld. Counsel to represent the Accused person u/s 317 of Cr. P.C. on the ground stated therein.

Heard both sides on the point of granting absence of the accused person.

The prayer is considered and allowed.

The Accused person namely 44) Harka Bahadur Chettri is allowed to be represented through his Ld. Counsel u/s 317 Cr. P.C.

Three more petitions have been filed on behalf of the rest of the Accused persons praying for condoning their absence on the ground stated therein with a further prayer for an adjournment.

Ld. Counsel for the widow of the deceased filed one hazira along with two CIS copies of orders dated 05.12.2023 and 04.01.2024 of Hon'ble High Court, Calcutta passed in CRR No. 3685 of 2017 wherein the Hon'ble Court has been pleased to observe in order dated 04.01.2024 as follows:

"Argument on behalf of the CBI concludes.

Matter made "part heard."

List the matter on 11th of January, 2024 at 2:00 P.M. under the heading "Specially Fixed Matter."

Perused CIS copies of orders dated 05.12.2023 and 04.01.2024 of Hon'ble High Court, Calcutta passed in CRR No. 3685 of 2017.

Continued.....

Continued order no.180 dated 15.01.2024

Ld. Spl. P.P and Ld. Counsel for the widow of the deceased submit before this Court that next date is fixed before the Hon'ble High Court at Calcutta on 18.01.2024 for hearing and the proceedings are stayed by the Hon'ble Supreme Court of India.

In view of the order dated 04.01.2024 passed by Hon'ble High Court, Calcutta in CRR No. 3685 of 2017 and submission of the Ld. Spl. P.P and Ld. Counsel for the widow of the deceased and Ld. Counsels for the accused person, the case is adjourned for the ends of justice.

On consent of both sides, fixing **12.02.2024** for bringing updated order from the Hon'ble Supreme Court of India and bringing updated order, if any, of Hon'ble High Court, Calcutta in CRR No. 3685 of 2017.

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

D/C by me.

Sd./-
Chief Judge
City Sessions Court, Calcutta

Chief Judge
City Sessions Court, Calcutta