

**SESSIONS CASE NO 128 OF 2013**

CNR-WBCS01-000139-2013

Present: Sri Soumendra Nath Das

J.O. CODE NO.WB01132

Chief Judge, City Sessions Court, Calcutta**Order no. 203 dated 03.03.2025**

Today is fixed for production of the accused person namely **Puran Rai @ Puran Bahadur Rai**, appearance of rest of the accused persons and framing of charge.

Today is also fixed for bringing updated order from the Hon'ble Supreme Court of India, if any.

The accused persons namely 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 31.Col. Ramesh Aley, 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, 44. Harka Bahadur Chettri, 45. Rabin Subba, 46. Pemba Tshering @ Ola, 48. Devendra Sharma and Bimal Gurung on Court Bail are present in Court by filing their respective haziras.

Accused person namely Pradeep Pradhan on Court bail is found absent on call.

The accused person **Puran Rai @ Puran Bahadur Rai** is produced before this Court from J.C in physical mode.

Hazira has been filed on behalf of the widow of the deceased namely Bharati Tamang.

Ld. Special P.P. for C.B.I. is present.

Ld. Counsels for the accused persons are also present before this Court.

Ld. Advocate for the accused person Pradeep Pradhan by filing a petition submits that the accused person namely Pradeep Pradhan could not be able to appear before this Court today due to marriage reception party of his daughter namely Supren Pradhan at Dreamland Gold Resort, Manigram, Butwal, Nepal held on 02.03.2025 and he prays for adjournment of the case today. He also prays for giving one opportunity to the accused person to appear before this Court on the next date fixed as this accused person appears before this Court on each and every date of hearing without fail. He also candidly admits that the accused person Pradeep Pradhan was very much aware about this date fixed by this Court for framing of charges in this case.

In support of his contention Ld. Advocate for accused person Pradeep Pradhan files a photocopy of wedding card of his daughter.

Ld. Spl. P.P for CBI raised vehement objection to the adjournment petition of the accused person Pradeep Pradhan and submits that on consent of all the accused persons this Court had fixed this date for framing of charges against all the accused persons but this accused person Pradeep Pradhan did not appear today on some flimsy grounds and thereby violated the order of this Court and he prays for issuance of warrant of arrest against the accused person Pradeep Pradhan.

Heard both sides.

Perused the petition of the accused person Pradeep Pradhan and the materials in the case record wherefrom it reveals that this Court has already fixed today for framing of charges on consent of all the accused persons and in presence all the Ld. Advocates and even then this accused person Pradeep Pradhan did not bother to appear before this Court today and deliberately and willfully violated the order of this Court to avoid the framing of charges of this case and to delay the trial of this case. I also find that all the other accused persons have appeared before this Court today save and except the accused person Pradeep Pradhan which clearly indicates that the accused person Pradeep Pradhan had deliberately avoided to come before this Court for the purpose of framing of charges.

Considering the above situation and also considering the nature and gravity of the offence, the petition dated 03.03.2025 filed of behalf the accused person Pradeep Pradhan praying for an adjournment is **rejected**.

In view of above facts and circumstances, the bail bond in respect of the accused person namely Pradeep Pradhan is hereby **cancelled**.

Issue Warrant of Arrest against the accused person namely Pradeep Pradhan and starts proceedings against the sureties u/s 446 of the Cr.P.C.

Office is directed to issue warrant of arrest against the accused person namely Pradeep Pradhan.

Ld. Chief Judicial Magistrate, Calcutta is hereby directed to start proceedings against the sureties u/s 446 of the Cr.P.C.

The holding I.O Central Bureau of Investigation is directed to execute the warrant of arrest against the accused person namely **Pradeep Pradhan** at once.

On consent of all sides, fix **25.03.2025** for production of the accused person namely **Puran Rai @ Puran Bahadur Rai**, appearance of rest of the accused persons and framing of charge.

Todate i.e. on 25.03.2025 for bringing updated order from the Hon'ble Supreme Court of India, if any.

Todate i.e. on 25.03.2025 for production of the accused person namely **Puran Rai @ Puran Bahadur Rai** from J.C before this Court in physical mode.

Todate i.e. on 25.03.2025 for E.R of Warrant of Arrest against the accused person **Pradeep Pradhan**.

All the accused persons on Court bail are directed to appear before this Court on the next date fixed positively without fail.

To-date i.e. on **12.03.2025** for further hearing upon the petition dated 26.07.2024 filed by the victim party and submission of reports by the Inspector General of Police, Intelligence Branch, West Bengal and the ADG (Crime), Criminal Investigation Department, Government of West Bengal and the CBI.

Let a copy of this order be sent to the ld. Chief Judicial Magistrate, Calcutta for compliance.

Let a copy of this order be sent to the holding I.O Central Bureau of Investigation for information.

D/C by me

Sd/-

Chief Judge

City Sessions Court, Calcutta

Sd/-

Chief Judge

City Sessions Court, Calcutta