

**SESSIONS CASE NO 128 OF 2013**

CNR-WBCS01-000139-2013

Present: Sri Sukumar RayChief Judge, City Sessions Court, CalcuttaJ.O. CODE NO.WB00590.**Order no. 206 dated 22.04.2025**

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

Today is fixed for production of the accused person namely **Puran Rai @ Puran Bahadur Rai** from J.C before this Court.

Today is fixed for E.R of Warrant of Arrest against the accused person **Pradeep Pradhan**.

Today is also fixed for further hearing upon the petition dated 26.07.2024 filed by the victim party and submission of the report by the Inspector General of Police, Intelligence Branch, West Bengal and ADG (Crime), Criminal Investigation Department, Government of West Bengal.

Today is also fixed for filing acknowledgment receipt with regard to service of copies of documents to the petitioner/ Inspector General of Police, Intelligence Branch, West Bengal and the ADG (Crime), Criminal Investigation Department, Government of West Bengal by the Ld. Counsel for the victim party and the Prosecution/C.B.I.

The accused persons namely **2.Prashant Chhetri @ Yogen Rai, 3.Asish Tamang, 4.Sudesh Rai Majhi, 5. Sunil Rai, 08. Arun Moktan, 09. Sanjay Tamang, 10. Bhanu Rai, 11. Kamal Singha, 12.Dawa Sangey Sherpa, 13.Suraj Singh, 14. Amol Lama, 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 Tilak Rai @ Sotang**, on Court Bail are absent by three separate petitions.

No steps taken on behalf of Prabin Subba and Dipen Malley.

The accused person **Puran Rai @ Puran Bahadur Rai** is produced before this Court from J.C in virtual 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 through physically an virtually.

Ld. Advocate for the accused persons Prabin Subbha and Dipen Malley files an absent petition stating that both the accused persons are detained in custody in connection with Darjeeling Sadar P.S case no. 213 of 2017 dated 13.10.2017 and he prays for condoning their absence in this case.

Ld. Special P.P for the CBI raises no objection.

Heard. The prayer for condoning their absence in this case is hereby allowed.

Ld. Advocate for the widow of the deceased files an acknowledgement through list of documents. Let it be kept with the record.

Ld. Advocate for the accused Bimal Gurung files a petition along with the server copy of the order of the Hon'ble Supreme Court of India dated 02.04.2025 passed in Special Leave to Appeal (Crl) No(S) 9688-9689/2024. He has also submits that this accused has challenged the Judgement dated 13.06.2024 of the Hon'ble High Court, Calcutta passed in connection with CRR 50 of 2018 and the same was dismissed by the Hon'ble Supreme Court of India with an observation "*the Special Leave Petitions are, accordingly, dismissed*".

Perused the same and let the same be kept with the record.

Ld. Special P.P of CBI files an intimation regarding dismissal of SLP (Crl) nos 9688-9689/2024 filed on behalf of the accused Bimal Gurung before the Hon'ble Supreme Court vide order dated 02.04.2025 and submits that there is no binding upon this Court to proceed with the trial before this Court henceforth.

Perused the same and let the same be kept with the record.

Ld. Special P.P of CBI files another petition alongwith the acknowledgement receipt regarding the supply of copies of charge sheets along with lists of relied upon documents filed by CBI to the Ld. Counsel for the IGP, Intelligence Branch, West Bengal and the ADG, CID, West Bengal, in terms of order no. 204 dated 12.03.2025.

Perused the same and let it be kept with the record.

Ld. Special P.P of CBI files another petition alongwith the original warrant of arrest of accused Pradeep Pradhan @ Bhupendra Pradhan praying for time for execution of warrant of arrest of this accused.

Heard. The prayer for time for execution of warrant of arrest of accused Pradeep Pradhan @ Bhupendra Pradhan is hereby allowed.

Office is directed to re-issue the un-executed warrant of arrest after extending the time.

It appears from the case record that no report is received from the Ld. Chief Judicial Magistrate Calcutta regarding the 446 of the Cr.P.C against the sureties Pasupati Bose and Pabitra Dutta.

Ld. Chief Judicial Magistrate Calcutta is further directed to submit a report regarding the 446 of the Cr.P.C against the sureties Pasupati Bose and Pabitra Dutta positively on the next date fixed.

Ld. Advocate for the Inspector General of Police, Intelligence Branch, West Bengal and the ADG (Crime), Criminal Investigation Department, Government of West Bengal is also present and files separate reports in terms of the order no. 202 dated 20.02.2025 after serving the copies to the other sides.

Perused the same and let the reports be kept with the record.

Fixing **20.05.2025** for production of the accused person namely **Puran Rai @ Puran Bahadur Rai**, appearance of rest of the accused persons.

Todate i.e. on **20.05.2025** for E.R of Warrant of Arrest against the accused person **Pradeep Pradhan**.

Todate i.e. on 20.05.2025 for further hearing upon the petition dated 26.07.2024 filed by the victim party and together with the reports submitted today by the Inspector General of Police, Intelligence Branch, West Bengal and ADG (Crime), Criminal Investigation Department, Government of West Bengal.

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

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

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

D/C by me

Sd/-

Chief Judge  
City Sessions Court, Calcutta

Sd/-

Chief Judge  
City Sessions Court, Calcutta