

Sessions Case no. 128 of 2013

CNR–WBCS01-000139-2013

Registration no. 782 of 2014

Present: Shrutirupa Ghosh (Majee)

Chief Judge, in-charge,

Addl. Dist & Sessions Judge,

Fast Track Court No. 2,

City Sessions Court, Calcutta

JO Code No. WB00821**Order no. 12 dated 06.03.2026**

1. Ld. PO has been retained on duty in the courts during the upcoming process of Special Intensive Revision (S.I.R.) by the Hon'ble Court, Calcutta in view of the order dated 20.02.2026 passed by the Hon'ble Supreme Court of India in Writ petition(s) Civil Number(s)1089 of 2025 with W.P. (C) Number-126/2026, W.P. (C) Number-129/2026(PIL-W), W.P. (C) Number-737/2025(PIL-W), W.P. (C) Number-1074/2025 (PIL-W), W.P.(C) Number-1088/2025 (PIL-W), W.P.(C) Number-1216/2025(PIL-W), W.P.(C) Number-159/2026(PIL-W), W.P.(C)Number-119/2026 (PIL-W). I am in-charge.
2. Today is fixed for for appearance of the accused persons and submission of report by the Investigating Officer.
3. Accused persons, namely, 01. Keshab Raj Pokhrel, 02. Arun Moktan, 03. Tenzing Khambachay (Sherpa), 04. Kamal Sinha, 05. Puran Thami, 06. Keshar Rai, 07. Dawa Sangey Sherpa, 08. Suraj Singh, 09. Kismat Chhettri, 10. Alok Kantamoni Thulung, 11. Sanjoy Tamang, 12. Bhanu Rai, 13. Amol Lama, 14. Nagendra Pradhan, 15. Ashis Tamang, 16. Sona Sherpa, 18. Babita Ganguly, 19. Naresh Rai, 20. Prabin Subba, 21. Sunil Rai, 22. Prasant Chhettri @ Yogen, 23. Sudesh Rai Majhi, 24. Puran Bahadur Rai @ Puran Rai 25. Asha Gurung, 26. Rabin Subba, 27. Anita Lakhandri, 28. Sandhya Gurung, 29. Kabita Dahal, 30. Miss. Urmila Rumba, 31. Jiten Tamang, 32. Pema Tshering ola, 33. Sushma Rai, 34. Dipen Malay, 35. Khagen Tamang, 36. Ruden Sada Lepcha, 37. Edwin Sanchabir Subba 38. Ranjit Rai, 39. Gautam Tamang, 40. Bimal Gurung, 41. Roshan Giri, 43. Devendra Sharma, 44. Harka Bahadur Chettri and 45. Pradeep @ Bhupendra Pradhan, on Court Bail, are present through audio-video electronic means from the Remote Point at Darjeeling Court.
4. Accused persons, namely, 42. Binoy Tamang, and 46. Col. Ramesh Alay, are absent and being represented by petition u/s 317 of the Cr.P.C.
5. The Ld. Counsel, appearing through virtual mode from the Remote Point at Darjeeling Court for the above named two (02) accused persons, has prayed for allowing him to represent the absentee accused persons u/s 317 of the Cr.P.C.
6. Ld. Special Public Prosecutor for the CBI and the Ld. Advocates for all the accused persons are present before this Court.
7. Ld. Advocate for the victim is also present.
8. Heard. The prayer is considered and allowed.
9. Original hazira and petition u/s 317 of the Cr.P.C. dated 07.02.2026 for the accused persons have been received from the Ld. District Judge, Darjeeling. Let the same be kept with the record.

10. Hazira of the accused persons and petition u/s 317 of the Cr.P.C. dated 06.03.2026 for the accused persons have been received through Gmail from Ld. District Judge, Darjeeling . Let the same be kept with the record.
11. Report, annexing other documents, regarding the death of accused 17. Dinesh Gurung @ Karate Kaila, has been submitted by the Investigating Officer.
12. Perused the same and let it be kept with the record.
13. The case is adjourned for today.
14. Fix **17.04.2026** for appearance of the accused persons and passing order in respect of the report, submitted by the Investigating Officer, regarding the death of accused 17. Dinesh Gurung @ Karate Kaila.
15. Accused persons, on bail, are as before.
16. The Hon'ble High Court at Calcutta, vide Notification No. 3097-G dated 16.12.2021, published in the Kolkata Gazette on 24.12.2021, has framed the Rules for Video Conferencing for Courts. Consequently, upon analogous reading of the solemn direction of the Hon'ble Supreme Court of India in Transfer Petition (Criminal)\No. 238 of 2017 as well as the Rules for Video Conferencing for Courts of the Hon'ble High Court at Calcutta, this court has no hesitation to hold that for this present case record, the City Sessions Court, Calcutta is the 'Court Point'.
17. In consideration of the fact that there has been no specific petition made from the end of the defense in consonance with the direction of the Hon'ble Supreme Court of India mentioned hereinabove, this court in terms of Rule 5.3.2 of the Rules for Video Conferencing for Courts, is of the considered view that the District Court at Darjeeling is the best fit location for acting as the 'Remote Point' for the trial of this case record. Needless to mention in this respect that in consideration of the sensitive nature of the case record, this court is of the view that the District Court at Darjeeling is the best location to be used as a remote point to rule out possibility of any foul play.
18. Accordingly, in consideration of the facts and circumstances of the case, this Court hereby appoints Shri Sujit Kumar Bandyopadhyay, Learned Registrar, City Sessions Court, Calcutta to act as 'Court Point Coordinator' in this case record.
19. As Shri Sujit Kumar Bandyopadhyay, Learned Registrar, City Sessions Court, has been retained on duty in the courts during the upcoming process of Special Intensive Revision (S.I.R.) by the order of Hon'ble Court, Smt. Payel Banerjee, Learned Chief Judicial Magistrate, Calcutta and Registrar in-charge, City Sessions Court, Calcutta is directed to act as 'Court Point Coordinator' in this case record.
20. Let a copy of this order be communicated to Ld. District Judge, Darjeeling with a request to appoint a 'Remote Point Coordinator' for this case until its conclusion and communicate the same to this Court. Such communication to the Ld. District Judge, Darjeeling should include the contact details and email id of the Court Point Coordinator for establishing necessary communication with the Remote Point Coordinator.
21. Let a copy of this order be forwarded to Smt. Payel Banerjee, Learned Chief Judicial Magistrate, Calcutta and Registrar in-charge, City Sessions Court, Calcutta for information.
22. It is directed that trial via video conferencing in this case record would be done using the 'Google Meet' Platform, link whereof would be created by the Court Point Coordinator and

communicated to the Remote Point Coordinator in advance. The accused persons are accordingly directed to appear before this court, in this case record on all dates, via video conference from the Remote Point so fixed by the Ld. District Judge, Darjeeling; unless this court otherwise directs.

Dictated & corrected by me,
Sd/-
Chief Judge, I/C
City Sessions Court, Calcutta.

Sd/-
Chief Judge, I/C
City Sessions Court, Calcutta.