

S.T No 04 (08) of 2016
Sessions Case no. 22 of 2016
CNR–WBCS01-000219-2016
Present: Sri Sudipta Kumar De
J.O. CODE NO.WB01136
Chief Judge,
City Sessions Court, Calcutta

Order no. 175 dated 12.08.2026

Today is fixed for production of the accused persons and further argument.

Accused persons, namely Akhtar Khan @ md. Javed @ Raju and Zafar Khan are produced physically before this Court from J.C.

Ld. Chief Public Prosecutor is present.

Ld. Advocates for the accused persons are present.

Now the record is taken up for further argument.

At this stage, the newly engaged Ld. Chief Public Prosecutor files a petition stating that the brief of the case has not yet been received and he needs time to prepare the case. Accordingly, he prays for an adjournment.

Heard. Considered. The prayer for time is allowed.

Hence, the case is adjourned today.

It transpires from the record that the accused persons are facing the custodial trial since 2016 and the argument commenced on 28.08.2025 before the Ld. Predecessor-in-office of this P.O. which continued till 21.04.2026 and 11.05.2026 was fixed for delivery of Judgment but such Judgment could not be delivered since the Ld. P.O. was transferred. Again the argument commenced before this P. O. and the argument is at the advanced stage and at this stage, if any new Public Prosecutor comes, the matter would be dislocated.

In this matter, the prosecution was being continued by Mr. Shankar Mukherjee, Advocate, duly engaged by the Ld. Legal Remembrancer, West Bengal vide his engagement letter no 144-A/C.S.-03/16 (E) dated 09.03.2016.

Considering such aspect, Mr. Shankar Mukherjee is requested to remain as Public Prosecutor in charge in the matter to conduct the rest of the Prosecution.

Accordingly, the Ld. Chief Public Prosecutor is requested to engage a panel Public Prosecutor to assist Mr. Shankar Mukherjee, Advocate. Such engagement be done at the earliest, to prevent further delay in the matter.

The Ld. Legal Remembrancer, Government of West Bengal is requested to regularize such engagement aforesaid for the interest of justice.

Let a copy of this order be sent to the Ld. Legal Remembrancer, Government of West Bengal for information.

To **24.08.2026** for production of accused persons and further argument.

Accused persons be remanded to J.C till 24.08.2026.

Let a copy of this order be sent to the Ld. Chief Public Prosecutor and Mr. Shankar Mukherjee for information.

Dictated & corrected by me,

Sd./-

Chief Judge
City Sessions Court, Calcutta.

Sd./-

Chief Judge
City Sessions Court, Calcutta.

He further submits that the prosecution has failed to comply with the direction of the Hon'ble Apex Court to conclude the trial within a period of six months.

He further submits that there is no laches on the part of the prosecution as this case was in the Court of FTC, Calcutta and the same was transferred before the Court as per order of the Hon'ble Apex Court. So, there was delay of trial.