

S.T. NO.02 (07) OF 2022  
SESSIONS CASE NO.12 OF 2020  
(CNR - WBCS01-000290-2020)  
Present: Sri Soumendra Nath Das  
Chief Judge, City Sessions Court, Calcutta  
J.O. CODE NO.WB01132

Order No.86 dated 11.09.2023

Today is fixed for production of the accused persons and appearance of the accused persons and hearing of the petition u/s 216 of Cr. P.C. filed on 04.09.2023 on behalf of the accused nos.(A-11), (A-12) and (A-13) praying for alteration of charge.

The accused person nos.(A-2), (A-3), (A-4), (A-7), (A-10), (A-11), (A-12) and (A-13) are produced before this Court from J.C.

The accused person nos.(A-8), (A-14), (A-15) and (A-20) on Court Bail are present in Court by filing hazira.

Ld. Advocates for the accused persons and Ld. Special P.Ps. are present.

The petition u/s 216 of Cr. P.C. dated 04.09.2023 filed on behalf of the accused nos.(A-11), (A-12) and (A-13) praying for alteration of charge is taken up for hearing.

Heard Ld. Advocates for the accused nos.(A-11), (A-12) and (A-13) in full.

At this stage, Ld. Special P.P. submits that Prosecution intends to file written submission /written objection against the petition u/s 216 of Cr. P.C. dated 04.09.2023 filed on behalf of the accused nos.(A-11), (A-12) and (A-13).

No objection is raised.

Prayer for time to file written objection is considered and allowed.

No report pertaining to medical treatment of the accused no.(A-7) Dilwar Hossain @ Umar @ Nurul @ Ali Hassan in terms of order no.81 dated 08.08.2023 passed by this Court has yet been received from the Superintendent of Presidency Correctional Home.

The accused/petitioner again submits that he has been suffering from "Hydrocele" and his condition is very critical, but he is not being rendered proper medical treatment and therefore it is prayed for a necessary direction upon the Superintendent of Presidency Correctional Home to provide proper medical treatment to the accused/petitioner and if required, from outside the Jail Hospital and call for a report in this regard.

Heard the Ld. Advocate for the accused no.(A-7).

In view of the above, the Superintendent of Presidency Correctional Home is further directed to ensure proper medical treatment of the accused/petitioner as per prescription of the Medical Officer and submit a report in this regard by the next date fixed i.e. on 18.09.2023 positively.

Fix **18.09.2023** for production of the accused persons and appearance of the accused persons and further hearing of the petition u/s 216 of Cr. P.C. filed on 04.09.2023 on behalf of the accused nos.(A-11), (A-12) and (A-13) praying for alteration of charge.

Continued.....

Continued order no.86 dated 11.09.2023

Written objection, if any, in the meantime.

The accused person nos.(A-2), (A-3), (A-4), (A-7), (A-10), (A-11), (A-12) and (A-13) are remanded to J.C. till 18.09.2023.

The accused person nos.(A-8), (A-14), (A-15) and (A-20) are as before.

Let a copy of this order be sent to the Superintendent of Presidency Correctional Home for information and necessary action.

D/C by me

Sd./-  
Chief Judge  
City Sessions Court  
Calcutta

Chief Judge  
City Sessions Court  
Calcutta