

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.100 dated 07.03.2024

To-day is fixed for hearing of the petition dated 24.01.2024 filed on behalf of the accused person no.(A-20) Sk. Rejaul @ Kiran @ Rutu praying for excluding the relevant sections of Explosive Substances Act at the time of framing of charge against the accused person and hearing on the point of re-casting 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 before this Court by filing hazira.

Ld. Counsels for some of the accused persons and the Ld. Special P. P. are present.

Ld. Counsels for rest of the accused persons are found absent on repeated calls.

No step is taken on behalf of the rest of the accused persons.

In view of the resolution “**not to pass any adverse order**” taken by local Bar, this Court is not inclined to pass any adverse order.

Accordingly, the case is adjourned for the ends of justice.

A petition has been filed on behalf of the accused person no.(A-10) Jahidul Islam @ Kausar @ Boma Mijan stating that the accused/petitioner is suffering from diabetes and in compliance of this Court’s order the accused/petitioner was provided with medical diet for a few days and then medical diet was stopped by the concerned Correctional Home Authority and therefore it is prayed for a direction upon the concerned Correctional Home Authority to provide the accused persons with adequate medical diet.

Heard the Ld. Counsel for the accused/petitioner.

In view of such fact, the Superintendent of Presidency Correctional Home is directed to provide adequate medical treatment and diet to the accused person no.(A-10) Jahidul Islam @ Kausar @ Boma Mijan as per prescription of the Registered Medical Practitioner deputed in the Correctional Home and as per the West Bengal Correctional Services Act, 1992 and submit a report in this regard by the next date fixed.

Ld. Counsel for the convict (A-9) namely Abdur Rajjak By files a petition along with photocopy of order dated 17.08.2022 and prays for allowing the Ld. Counsel to deposit fine amount of Rs.12,000/- (Rupees Twelve Thousand) in view of order no.08 dated 17.08.2022 passed in this case.

Heard the Ld. Counsel for the convict namely convict (A-9) namely Abdur Rajjak.

On perusal of the petition under consideration as well as the instant case record and after hearing the Ld. Counsel for the convict, this Court finds that there is no impediment to allow the prayer as made by the convict (A-9) namely Abdur Rajjak.

Accordingly, liberty is given to the convict (A-9) namely Abdur Rajjak to deposit fine amount of Rs.12,000/- (Rupees Twelve Thousand) in view of order no.08 dated 17.08.2022 passed in this case within seven days.

Continued.....

Continued order no.100 dated 07.03.2024

On submission of both sides, fix **21.03.2024** for hearing of the petition dated 24.01.2024 filed on behalf of the accused person no.(A-20) Sk. Rejaul @ Kiran @ Rutu praying for excluding the relevant sections of Explosive Substances Act, 1884 at the time of framing of charge against the accused person and hearing on the point of re-casting of charge.

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 21.03.2024

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

Let a copy of this order be forwarded to the Ld. Chief Metropolitan Magistrate, Calcutta with a direction to forward such order to the Judicial Cash Department under his control, if necessary, for information and necessary compliance.

Let a copy of this order be sent to the I.O. of this case through concerned O/C with a direction to ensure production of the C.D. on the date fixed.

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

D/C by me

Sd./-
Chief Judge
City Sessions Court
Calcutta

Chief Judge
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