

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.118 dated 11.09.2024

To-day is fixed for production of the accused persons, appearance of the four accused persons, further hearing on the point of re-casting/alteration of charge and submission of medical report in respect of the accused person namely Dilwar Hossain.

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 the 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 the accused persons and the Ld. Special P. P. are present.

Now the record is taken up for further hearing of the petition on the point of re-casting/alteration of charge.

At this juncture, Ld. Counsel on behalf of the accused person namely (A-20) Sk. Rejaul @ Kiran @ Rutu files a petition stating that conducting Ld. Senior Counsel is unable to conduct the hearing on the point of re-casting/alteration of charge as he has suddenly fallen ill and therefore an adjournment has been prayed for.

Heard all sides on the point of adjournment.

I find that the charge hearing with regard to alteration of charge is getting deferred at the instance of the accused persons in each and every occasion and today also an adjournment has been prayed for on the health issue of one of the Ld. Counsels.

Considering the submissions of all sides and also the health condition of one of the conducting Ld. Counsels, prayer for adjournment is considered and allowed for the ends of justice.

Ld. Counsels for the parties are directed to remain present and to come ready with hearing of the recasting of the charge and or submission, if any, on the next date fixed in this regard.

Received one medical report in respect of the accused person namely Dilwar Hossain (A-7) along with a forwarding letter bearing nos.11239/IMB dated 10.09.2024 from the Superintendent of Presidency Correctional Home in terms of order no.117 dated 17.08.2024 passed by this Court.

Perused the report issued by the Senior Medical Officer, Presidency Correctional Home in respect of the accused person namely Dilwar Hossain (A-7).

Let the same be kept with the record.

In view of the above report, the Superintendent of Presidency Correctional Home is further directed to take necessary steps for providing continuous medical treatment to the accused person namely Dilwar Hossain strictly as per advice of the registered medical practitioner of the Correctional Home as per the provisions of West Bengal Correctional Services Act ,1992.

On submission of both sides, fix **30.09.2024** for production of the accused persons, appearance of the four accused persons, further hearing on the point of re-casting/alteration of charge and submission of medical report in respect of the accused person namely Dilwar Hossain.

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 30.09.2024.

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

To-date i.e. on **21.09.2024** awaiting detailed report from the Ld. Secretary, the District Legal Service Authority, Kolkata.

The I.O. of this case is directed to take necessary steps to ensure production of the C.D. on the next date fixed.

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