

Sessions Case No. 15 of 2020

S.T No. 01(07) of 2022

CNR – WBCS01-000301-2020

Present: Shri Annada Sankar Mukhopadhyay

(Chief Judge in charge)

Addl. District & Sessions Judge,

Fast Track, 1st Court, Calcutta

JO Code No: – WB00863.

Order No.48 dated 06.02.2023

Today is fixed for further hearing of the petition dated 31.01.2023 filed on behalf of the accused/petitioner nos. 2 and 3 namely Mosibur Rahaman @ Raruque and Ruhul Amin @ Saifullah.

Both the accused persons are present on Court bail by filing hazira.

Ld. P.P in charge and Ld. Advocate for the accused persons are present.

The petition dated 31.01.2023 filed on behalf of the accused nos.(A-2) and (A-3) is taken up hearing.

Ld. Advocate for the accused persons prays for waiving the condition “not to leave the jurisdiction of Kolkata” on the ground of attending the Marriage Ceremony of the Sister of Mosibur Rahaman and he prays for allowing him to attend the said Marriage Cerememoy as a responsible brother.

Ld. P.P raised objection on the petition filed by the accused persons for allowing them to attend the Marriage Ceremony of the Sister of Mosibur Rahaman and waiving the condition not to leave the jurisdiction of Kolkata and he further submits that the trial is going on in full swing and at this stage if these accused persons fled away then the trial will be hampered and tampering of witnesses as well as the allegations against them are serious in nature and he prays for rejection.

Heard both sides.

It appears from the materials on record that allegations against these accused persons are serious in nature and huge number of explosives have been recovered from them and they are actively involved in the commission of alleged offence. It is also revealed from the case record that the trial is going on in full swing. It is not the case of petitioner that they are only guardian of the bride going to marry today.

Moreover, on 13.12.2023 this Court has already rejected the prayer of these accused persons on the self same ground. Their presence is not found to be necessary and indispensable in the marriage considering the gravity of offence.

Considering the gravity of the case, the prayer of the accused persons for waiving the condition not to leave the jurisdiction of Kolkata for the purpose of attending Marriage Ceremony of the Sister of Mosibur Rahaman is rejected.

Accused as before.

Todate (01.03.2023).

D/C. by me.

Chief Judge-in charge
City Sessions Court, Calcutta.

Chief Judge-in charge
City Sessions Court, Calcutta.