

S.T. NO.01(07) OF 2022
SESSIONS CASE NO.15 OF 2020
(CNR - WBCS01-000301-2020)
Present: Sri Soumendra Nath Das
Chief Judge, City Sessions Court, Calcutta
J.O. CODE NO.WB01132

Order No.106 dated 19.03.2025

Today is fixed for production and appearance of the accused persons and further cross-examination of P.W.2.

Today is also fixed for hearing of the petition dated 11.03.2025 filed on behalf of the accused person nos.(A-2) Mosibur Rahaman @ Faruque and (A-3) Ruhul Amin @ Saifullah praying for relaxation of one of the conditions of bail allowing the accused/petitioners to meet the Officer-in-Charge of local police station instead of the I.O. of the STF, Kolkata.

The Accused person no.(A-1) namely Asif Iqbal @ Nadeem is produced before this Court in virtual mode.

The accused person no.(A-10) namely Jahidul Islam @ Kausar @ Boma Mijam is produced before this Court from J.C. in physical mode.

The Accused person nos.(A-2), (A-3) and (A-5) on Court Bail are present in Court by filing haziras.

Ld. Counsels for the accused persons are present.

Ld. Special P. P. is present.

The accused person .(A-1) namely Asif Iqbal @ Nadeem is identified by the concerned Jail Authority and he expressed before this Court that he could see and hear the entire court proceedings without any technical glitch and the accused person also gave consent to take up the matter for recording of evidence.

P.W.2 namely Sukanta Das is present before this Court.

The record is taken up for recording further cross examination of P.W.-2, namely Sukanta Das in presence of both sides. He is further cross examined by the Ld. Counsel for the accused persons **in part**.

Further cross-examination of P.W.-2, namely Sukanta Das is deferred on the prayer of the Ld. Defense Counsel.

As per the Gazette Notification dated 15.07.2022, the certified true copy of the deposition of **P.W.-2**, namely Sukanta Das dated 19.03.2025 is handed over to both sides i.e. the prosecution as well as the Ld. Defence Counsels after obtaining endorsement in the relevant register.

At this juncture, the accused person (A-1) namely Asif Iqbal @ Nadeem prays through virtual mode for production of the accused person before this Court in physical mode on the next date fixed.

Heard the accused person (A-1) namely Asif Iqbal @ Nadeem.

Ld. Counsel for the accused person (A-1) namely Asif Iqbal @ Nadeem also concedes to the submission of the accused person and prays for production of the accused person before this Court in physical mode on the next date fixed.

In view of the above fact, the Superintendent of Presidency Correctional Home is directed to take necessary steps to ensure production of the accused person (A-1) namely Asif Iqbal @ Nadeem before this Court either in virtual mode or in physical mode on the next date fixed.

Now, the record is taken up for hearing of the petition dated 11.03.2025 filed on behalf of the accused person nos.(A-2) Mosibur Rahaman @ Faruque and (A-3) Ruhul Amin @ Saifullah praying for relaxation of one of the conditions of bail allowing the accused/petitioners to meet the Officer-in-Charge of local police station instead of the I.O. of the STF, Kolkata.

Heard the Ld. Counsel for the accused person nos.(A-2) Mosibur Rahaman @ Faruque and (A-3) Ruhul Amin @ Saifullah **in part**.

At this juncture, this Court finds that a report with regard to the conduct of the accused persons nos.(A-2) Mosibur Rahaman @ Faruque and (A-3) Ruhul Amin @ Saifullah after their release on bail and also whether the condition of bail can be relaxed as prayed for by the accused person nos.(A-2) Mosibur Rahaman @ Faruque and (A-3) Ruhul Amin @ Saifullah is required to be called for from the I.O. of this case for the purpose of adjudication of the petition dated 11.03.2025.

Accordingly, the I.O. of this case is directed to submit a report with regard to the conduct of the accused persons nos.(A-2) Mosibur Rahaman @ Faruque and (A-3) Ruhul Amin @ Saifullah after their release on bail and also whether the condition of bail can be relaxed as prayed for by the accused person nos.(A-2) Mosibur Rahaman @ Faruque and (A-3) Ruhul Amin @ Saifullah on the next date fixed.

On submissions of both sides, fix **24.04.2025** for production and appearance of the accused persons and further cross-examination of P.W.2.

To-date i.e. on **24.04.2025** for submissions of compliance report by the I.O. of this case and further hearing of the petition dated 11.03.2025 filed on behalf of the accused person nos.(A-2) Mosibur Rahaman @ Faruque and (A-3) Ruhul Amin @ Saifullah praying for relaxation of one of the conditions of bail allowing the accused/petitioners to meet the Officer-in-Charge of local police station instead of the I.O. of the STF, Kolkata.

Re-issue the summons at once in the name of **P.W.-2**, namely Sukanta Das with a direction to remain present before this court on the next date fixed for further cross-examination..

The Accused person nos.(A-1 and 10) are remanded to J.C. till 24.04.2025.

The Accused person nos.(A-2, 5 and 3) are as before.

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

Let a copy of this order along with the photocopy of the petition dated 11.03.2025 be sent to the I.O. of this case through the concerned O/C for information and necessary compliance.

D/C by me.

Sd./-

Chief Judge
City Sessions Court, Calcutta

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