

S.T. NO.03 (01) OF 2017
SESSIONS CASE NO.46 OF 2014
CNR NO.WBCS01-000431-2014
Present: Sri Soumendra Nath Das
Chief Judge, City Sessions Court, Calcutta
J.O. CODE NO.WB01132

Order No.22 dated 18.09.2024

Today is fixed for production of the sole accused person who is on C.B. in this case either in physical mode or in virtual mode and hearing of the petition dated 25.09.2023 filed on behalf of the accused person praying for dropping the proceedings of the instant case in view of the Judgment and decisions passed by the Hon'ble Supreme Court of India in Bikramjit Singh's case (2022(10) SCC 616).

The Accused no.(A-1), Jayeeta Das @ Rumpa is not produced before this Court from J.C. either in physical mode, or in virtual mode.

Received one report regarding non production of the Accused no.(A-1), Jayeeta Das @ Rumpa before this Court physically from the Superintendent of Alipore Women's Correctional Home vide letter no.3139/AB dated 17.09.2024.

Perused the same and let the same be kept with the record.

Ld. Counsel for the accused person and the Ld. Special P. Ps. are present today.

The record is taken up for hearing of the petition dated 25.09.2023 filed on behalf of the accused person praying for dropping the proceedings of the instant case in view of the Judgment and decisions passed by the Hon'ble Supreme Court of India in Bikramjit Singh's case (2022(10) SCC 616).

At this juncture, it is verbally reported by the System Officer of this Court that the accused person namely Jayeeta Das @ Rumpa could not be produced before this Court at this stage as the said accused person has been produced before a Court of Guahati for trial in another case and the Correctional Home Authority will be able to produce the accused person before this Court in virtual mode after 3:30 p.m. before this Court, if the case is over before that trial Court.

No communication regarding any production of the accused person namely Jayeeta Das @ Rumpa after 3:30 p.m. today has been furnished to this Court. None found present virtually at 2:30 p.m. on behalf of the Jail Authority, Guwahati.

It is now 2:40 p.m.

Heard Ld. Counsel for the accused person and the Ld. Special P.P. and both prayed for an adjournment.

This Court will remain busy with hearing petitions and recording of evidence on day to day basis in connection with Sessions Case no.23 of 2023 as per direction of the Hon'ble Supreme Court of India in TRANSFER PETITION (CRIMINAL) NO. 409 of 2021 and as per order dated 29.01.2024 passed by the Hon'ble Calcutta High Court in C.R.M. (DB) No.3916 of 2023 from 3:00 p.m. and onwards.

In view of such fact, this Court has no other option left but to adjourn the case due to non production of the accused person namely Jayeeta Das @ Rumpa either in physical mode or in virtual mode before this Court as well as paucity of time.

Received one copy of intimation from the Superintendent of Alipore Women's Correctional Home vide Memo no.2841/1(2)/AB dated 08.08.2024 in terms of order no.21 dated 23.08.2024 passed by this Court.

Perused the same and let the same be kept with the record.

The Superintendent of Alipore Women's Correctional Home is directed to ensure production of the Accused no.(A-1), Jayeeta Das @ Rumpa before this Court on the next date fixed.

On submission of both sides, fix **07.10.2024** for production of the sole accused person who is on C.B. in this case either in physical mode or in virtual mode and hearing of the petition dated 25.09.2023 filed on behalf of the accused person praying for dropping the proceedings of the instant case in view of the Judgment and decisions passed by the Hon'ble Supreme Court of India in Bikramjit Singh's case (2022(10) SCC 616).

The accused person is as before.

Let a copy of this order be sent to the Superintendent of Alipore Women's Correctional Home for information and necessary action.

D/C by me.

Sd./-

Chief Judge
City Sessions Court, Calcutta

Chief Judge
City Sessions Court, Calcutta

