

NIA SPECIAL CASE NO.03 OF 2024  
(CNR - WBCS01-000482-2024)  
Present: Sri Soumendra Nath Das  
Chief Judge, City Sessions Court, Calcutta.  
Cum Special Judge, Under NIA Act  
City Sessions Court, Calcutta  
J.O. CODE NO.WB01132

Order no. 28 dated 28.03.2025

Put up petition along with a separate petition has been filed on behalf of the prosecution/NIA praying for declaring witness as Protected Witness no.“D” and also for recording statement u/s 164 of Cr. P.C. of the protected witness no.“D”.

Put up petition is considered and allowed.

Let the case record be put up before this Court at once.

D/C by me  
Sd./-

Chief Judge,  
City Sessions Court, Calcutta  
Cum Judge Special Court, Calcutta  
Under NIA Act.

Chief Judge,  
City Sessions Court, Calcutta.  
Cum Judge Special Court, Calcutta  
Under NIA Act.

Later:

The case record is placed before this Court.

By filing a separate petition along with a sealed envelope containing particulars of the Protected Witness, Ld. Special P.P. for NIA prays for passing order (s) i) to declare the witness as Protected Witness no.“D”, ii) to pass such order directing to protect the identity and address of the Protected Witness no.“D” as secret until such time as this Court deems fit and proper in view of section 17 of the NIA Act, 2008 iii) to pass such order to all concerned to keep the identity of the Protected Witness no.“D” in the safe custody of the Court and no certified copies to be furnished to the accused persons or any other person other than the CIO until such period as this Court deem fit and proper and iv) direct the concerned Magistrate to record statement u/s 164 of Cr. P.C. of the protected witness no.“D” in the interest of investigation.

Having heard the submission of the Ld. Special P.P. of NIA regarding examination of the Protected Witness no.“D” u/s 164 of Cr. P.C. and for keeping his name confidential and considering the ground assigned therein as well as for proper and thorough investigation of this case, prayer of the Prosecution/NIA is allowed.

In view of such fact, Ld. Chief Judicial Magistrate, Calcutta is directed to take necessary steps to record the statement of the Protected Witness no.“D” maintaining the guidelines of recording statement of the protected witness and also directed to forward a copy of the statement of the Protected Witness no.“D” to this Court for handing over the same to the C.I.O. in sealed condition.

The I.O. of this case shall disclose confidentially the gender of the protected witness no. “D” to the Ld. CJM, Calcutta for taking appropriate steps by him with regard to sending the record before the Ld. Magistrate who will record such statements of the protected witness no. “D”.

Continued.....

Continued order no.28 dated 28.03.2025

I.O. of this case is directed to produce the Protected Witness no.“D” before the concerned Ld. Judicial Magistrate, Calcutta on the stipulated date for recording statement u/s 164 of Cr. P.C.

Copy of this order along with the sealed envelope containing particulars of the Protected Witness no.“D” be supplied to the Ld. Chief Judicial Magistrate, Calcutta for information and necessary compliance.

To-date i.e.**08.04.2024** for production and appearance of the accused persons and submission of the I.O’s report in final form.

Let a copy of this order be sent to the Prosecution/NIA through Ld. Special P.P. of NIA for information and necessary action.

D/C by me

Sd./-

Chief Judge,  
City Sessions Court, Calcutta  
Cum Judge Special Court, Calcutta  
Under NIA Act.

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City Sessions Court, Calcutta.  
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