

NIA SPECIAL CASE NO.03 OF 2024
(CNR - WBCS01-000482-2024)
Present: Sri Sukumar Ray
Chief Judge, City Sessions Court, Calcutta.
Cum Special Judge, Under NIA Act
City Sessions Court, Calcutta
J.O. CODE NO.WB00590

Order no.43 dated 26.06.2025

Put up petition along with a separate petition has been filed on behalf of the prosecution/NIA praying for recording statement u/s 164 of Cr. P.C. of the protected witness no. "G".

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, Ld. Special P.P. for NIA prays for passing order (s) i) to pass such order directing to protect the identity and address of the Protected Witness no. "G" as secret until such time as this Court deems fit and proper in view of section 17 of the NIA Act, 2008 and ii) direct the concerned Magistrate to record statement u/s 164 of Cr. P.C. of the protected witness no. "G" in the interest of investigation.

Heard the Ld. Special P.P. of NIA.

On perusal of the case record it transpires that on 18.06.2025 one supplementary case record was received from the Court of Ld. Chief Judicial Magistrate, Calcutta wherefore it reveals that the statement u/s 164 of the Cr. P.C. of the protected witness was recorded due to non availability of the witness.

Prayer of the Prosecution/NIA is considered and allowed in the interest of proper investigation.

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. "G" 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. "G" 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. "G" 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. "G".

Continued.....

Continued order no.43 dated 26.06.2025

I.O. of this case is directed to produce the Protected Witness no.“G” 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.“G” be supplied to the Ld. Chief Judicial Magistrate, Calcutta for information and necessary compliance.

To-date i.e.**30.06.2025** for production of the accused person namely Moinur Rahaman from J.C. and appearance of the accused persons namely Jahanar Mollah @ Jahadar Mollah and Mahabhat Molla, filing acknowledgment receipt with regard to supply of copies and submission of I.O’s. report.

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,
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Cum Judge Special Court, Calcutta
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