

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.48 dated 19.07.2025

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.“J” and also for recording statement u/s 164 of Cr. P.C. of the protected witness no.“J.”

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.

Later:

The case record is placed before this Court.

By filing a separate petition along with two sealed envelopes containing particulars of the Protected Witnesses, Ld. Special P.P. for NIA prays for passing order (s) i) to declare the witnesses as Protected Witness no.“J”, ii) to pass such order directing to protect the identity and address of the Protected Witness no.“J” 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.“J” 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.“J” in the interest of investigation.

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

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.“J” 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.“J” 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.“J” 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.“J.”

Continued.....

Continued order no.48 dated 19.07.2025

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

Received one supplementary case record in one file containing 12 sheets (including two light green coloured sealed envelopes and four brown coloured sealed envelopes) in total containing statement and certificate of the statement of the Protected Witness nos.”H” and “I” as record by the Ld. Magistrate along with one forwarding letter from the Court of Ld. Chief Judicial Magistrate, Calcutta communicated vide office letter no.3531 dated 18.07.2025.

Seen the orders of the Ld. Chief Judicial Magistrate, Calcutta and the Ld. Judicial Magistrate, 17th Court, Calcutta.

Let the supplementary case record be tagged with this case record.

Another put up petition along with a separate petition has been filed on behalf of the Prosecution/NIA praying for providing copies of statements of the Protected Witness nos.”H” and “I” recorded u/s 164 of Cr. P.C. to the I.O. of this case in the interest of investigation.

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

Prayer is considered and allowed in the interest of thorough and proper investigation.

Let copies of the statements of the Protected Witness nos.”H” and “I” as recorded u/s 164 of Cr. P.C. be handed over to the I.O. of this case in sealed condition under proper receipt after opening the sealed envelopes and the same be kept in the said envelopes again in sealed condition.

Office is to do the needful.

To-date i.e.**28.07.2025** 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, inspection of documents 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,
City Sessions Court, Calcutta
Cum Judge Special Court, Calcutta
Under NIA Act.

Sd./-

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