

NIA SPECIAL CASE NO.08 OF 2023
(CNR - WBCS01-000546-2023)
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. 15 dated 02.04.2024

Put up petition along with a separate petition has been filed on behalf of the prosecution/NIA praying for issuance of non-bailable warrants against the four suspects/accused persons with a further prayer to allow the Prosecution/NIA to make search and seizure of the houses and issuance of search warrant against the five suspects.

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.

Dy. S.P./CIO, NIA, B.O., Kolkata has filed a petition through Ld. Special P.P. of NIA stating that during investigation CIO interrogated few independent witnesses and they have revealed some incriminating materials related to the instant crime and the CDRs corroborated the connectivity with the few suspected persons out of them the role played by the five persons are found to be crucial.

Ld. Special P.P. of NIA further submits that the four suspects viz Manab Kumar Parua, Manobrata Jana, Naba Kumar Panda and Balai Charan Maity are well conversant with the facts of the case notice were issued by the CIO to join the investigation on 27.03.2024 with a direction to appear on 28.03.2028 and on 28.03.2024 they were again directed to appear on 30.03.2024 before the Investigating Agency, but they failed to appear before the CIO on the pretext that they are busy with their political activities due to ensuing general elections.

Ld. Special P.P. of NIA further contends that investigation transpires the role and involvement of the above named suspects in procuring explosives illegally and making of bombs to be further used against the public to terrorize the people at large. Ld. Special P.P. of NIA prays for issuance of non bailable warrant against all the four suspects/accused persons namely Manab Kumar Parua, Manobrata Jana, Naba Kumar Panda and Balai Charan Maity with a further prayer to allow the Prosecution/NIA to make search and seizure of the houses of Manab Kumar Parua, Manobrata Jana, Naba Kumar Panda, Balai Charan Maity and Subir Maity.

Ld. Special P.P. has further submitted before me that the investigation has revealed that the larger conspiracy has been hatched for targeted killing of innocent civilians and huge quantity of explosives were procured and such acts were prejudicial to the sovereignty and security of India and three persons have died due to bomb blast injuries.

Perused the petition.

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

Continued.....

Continued order no.15 dated 02.04.2024

Perused the case record and the case diary.

I find that the allegations are very serious in nature as it reveals from the case record.

It also transpires that investigation is being carried out by the Prosecution Agency/NIA on the basis of an FIR dated 04.06.2023 and charge sheet has not yet been submitted.

In view of the above fact, Investigating Agency is at liberty to proceed with the investigation as expeditiously as possible and to take all necessary action with regard to arrest, search and seizure of the houses of the suspects/accused persons in accordance with the relevant provisions of Criminal Code of Procedure NIA Act, 2008 and UA (P) Act, 1967 so far applicable for a proper and thorough investigation.

To-date i.e.**08.04.2024** for appearance of the accused person, bringing order of the Hon'ble High Court at Calcutta, if any, and further hearing of the petition dated 25.07.2023 u/s 439 (2) Cr. P.C. praying for cancellation of bail of the accused person namely Panchanan Ghorai filed on behalf of the Prosecution/NIA in presence of both sides.

C.D. be returned.

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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