

NIA 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.44 dated 19.09.2024

To-day is fixed 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.

To-day is also fixed for production of the two accused persons namely (i) Manobrata Jana and (ii) Balai Charan Maity before this Court from J.C. and consideration of charge.

Today is also fixed for hearing of the petition dated 11.09.2024 filed on behalf of the accused person namely Panchanan Ghorai praying for issuance of notice or summons upon the accused person namely Panchanan Ghorai.

The accused person namely Panchanan Ghorai on Court Bail is found absent on calls.

The accused persons namely (i) Manobrata Jana and (ii) Balai Charan Maity are produced before this Court from the J.C.

Ld. Counsel for the accused persons and the Ld. Special P.P. of NIA are present.

Ld. Counsel for the accused person namely Panchanan Ghorai files a petition stating that this accused person could not attend Court today on account of flood in the entire locality and therefore the Ld. Counsel prays for condoning his absence.

Heard both sides on the point of condoning absence of the accused person namely Panchanan Ghorai.

On perusal of the case record it transpires that the accused person namely Panchanan Ghorai is found absent on 28.08.2024, 11.09.2024 and also today.

Having heard the submissions of both sides, prayer for condoning his absence is allowed with a direction upon the accused person to remain present before this Court on the next date fixed positively i.d. necessary order.

Neither any further order of the Hon'ble High Court at Calcutta, nor any stay order of the Hon'ble Court has yet been furnished by the accused person namely Panchanan Ghorai.

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 is now taken up for hearing in presence of both sides.

At this juncture, a petition has been filed on behalf of the accused person namely Panchanan Ghorai stating that conducting Ld. Counsel is not ready to conduct the hearing today on the ground stated therein and therefore an adjournment has been prayed for.

Ld. Counsel for the accused person namely Panchanan Ghorai also prays for an adjournment of the hearing of the petition dated 11.09.2024 filed on behalf of the accused person namely Panchanan Ghorai praying for issuance of notice or summons upon the accused person namely Panchanan Ghorai.

I find that hearing of the petition u/s 439 (2) Cr. P.C. is getting adjourned repeatedly at the instance of the accused person and he is also found absent before this Court on 28.08.2024, 11.09.2024 and also today.

Heard both sides on the point of adjournment.

It is now 5:35 p.m.

Prayer for adjournment is considered and allowed with a direction upon both sides to come ready on the next date fixed positively and no adjournment will be allowed to the parties on the next date fixed.

Fix **03.10.2024** 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.

To-date i.e. on **03.10.2024** for hearing of the petition dated 11.09.2024 filed on behalf of the accused person namely Panchanan Ghorai praying for issuance of notice or summons upon the accused person namely Panchanan Ghorai.

To-date i.e. on **03.10.2024** for production of the two accused persons namely (i) Manobrata Jana and (ii) Balai Charan Maity before this Court from J.C. and consideration of charge.

**To-date i.e on 03.10.2024 for appearance of the accused person namely Panchanan Ghorai positively i.d. necessary order will be passed in accordance with law.**

The accused persons namely (i) Manobrata Jana and (ii) Balai Charan Maity are remanded to J.C. till date.

The I.O. is directed to take necessary steps to ensure production of the C.D. on the next date fixed.

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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