

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.54 dated 05.03.2025

Put up petition along with a separate petition has been filed on behalf of the prosecution/NIA praying for providing a copy of statement of the Protected Witnesses "H", "I" and "J" recorded u/s 164 of Cr. P.C. to the I.O. of this case for the purpose of investigation

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 providing a copy of statement of the Protected Witnesses "H", "I" and "J" 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 for supplying copy of statement of the Protected Witnesses "H", "I" and "J" u/s 164 of Cr. P.C. is considered and allowed in the interest of thorough and proper investigation.

Let a copy of the statement of the Protected Witnesses "H", "I" and "J" 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. on **21.03.2025** for production of the accused persons and supply of copies.

Let a copy of this order be sent to the Prosecution/NIA through Ld. Special P.P. of NIA as prayed for.

D/C by me

Sd./-
Chief Judge,
City Sessions Court, Calcutta
Cum Judge Special Court, Calcutta
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Later:

Order dated 05.03.2025

The case record is again put up today on the basis of receipt of one copy of order and judgment dated 29.01.2025 passed by the Hon'ble High Court at Calcutta in connection with CRA (DB) 121 of 2024 with CRAN 1 of 2024 from the Ld. Assistant Registrar VII, Hon'ble High Court, Criminal Section, Appellate Side at Calcutta vide Memo no.481 Cr. (A) dated 27.02.2025.

Perused the server copy of order dated 29.01.2025 in connection with CRA (DB) 121 of 2024 with CRAN 1 of 2024 wherein Hon'ble High Court at Calcutta has been pleased to observe as follows:

“However, as the record shows that the present petitioners are influential and have connections with the local police administration, the apprehension that they may intimidate, influence and damage the prosecution case if they are enlarged on bail cannot be said to be a baseless allegation. Therefore, the only remedy to cope up with such allegation is to put some conditions so that the present petitioners can be restricted in their movement and dealing with others. Accordingly, both the petitioners may find bail of Rs.50,000/-each with two sureties of Rs.25,000/- each and out of which one must be local subject to the satisfaction of Learned Chief Judge, City Sessions Court,(NIA Court, Calcutta) and also subject to following conditions:-

- (i) The petitioners shall remain within the jurisdiction of New Town Police station, Rajarhat, Kolkata, excepting for the purpose of attending court proceedings,*
- (ii) The petitioners shall meet the Bench Clerk of the Chief Judge, City Sessions Court, Calcutta during office hours twice in a week until further order, and the concerned Bench Clerk will record the attendance of each of the petitioners separately with endorsement and official seal, in the attendance registers to be produced by the petitioners,*
- (iii) The petitioners shall furnish their local addresses where they will reside presently to the I.O. of this case as well as to the learned Trial Court.*
- (iv) The petitioners shall not make any attempt to intimidate, influence or tamper with evidence and shall attend the Court on each date of hearing,*
- (v) The petitioners are further directed that they shall not reside in the same residential address during the time these bail conditions remain operative.*
- (vi) The NIA authority is at liberty to keep a vigil upon the petitioners and monitor the phone calls of the petitioners,*
- (vii) Each petitioner shall be entitled to use only two mobile phone numbers after disclosing the said phone numbers to the concerned I.O.*

13. If the petitioners or any of the petitioners fail or fails to comply with any of the conditions as imposed upon them the instant bail order shall stand cancelled without any further reference to this Court.

14. CRA (DB) 121 of 2024 and CRAN 1 of 2024 are accordingly disposed of.”

One perusal of the case record it transpires that the accused persons namely i) Manobrata Jana and ii) Balai Charan Maity were released on bail on 30.01.2025 on the basis of filing of one server copy of order on behalf of the accused persons.

Let the copy of the solemn order and judgment dated 29.01.2025 passed by the Hon'ble High Court at Calcutta in connection with CRA (DB) 121 of 2024 with CRAN 1 be kept with the record.

To-date i.e. on **21.03.2025** for production of the accused persons and supply of copies.

D/C by me

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

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