

S.T. NO. 01(03) OF 2023
SESSIONS CASE NO 76 OF 2011
CNR-WBCS01-000653-2011
Present: Sri Soumendra Nath Das
J.O. CODE NO.WB01132

Chief Judge, City Sessions Court, Calcutta

Order no.28 dated 14.11.2024

To-day is fixed for production and appearance of the accused persons and bringing updated order of the Hon'ble High Court, Calcutta, if any.

The Accused person namely, (A-1) Barun Sur is produced from the J.C. today.

The Accused person namely (A-4) Kalpana Maity is not produced from the J.C. today.

Received one report from the Superintendent of Midnapore Central Correctional Home vide Signal No.10000/AB dated 14.11.2024 regarding non production of the accused person namely (A-4) Kalpana Maity before this Court today.

Perused the same and let the same be kept with the record.

The Accused person nos.(A-2) Akhil Chandra Ghosh and (A-3) Bimal Mallick on Court Bail are present in Court by filing haziras.

Ld. Counsels for the accused persons and the Ld. Special P. P. are present.

Ld. Counsel for the accused person (A-4) Kalpana Maity files a petition stating that the accused/petitioner preferred one revisional application bearing no. CRR 3079 of 2022 before the Hon'ble High Court at Calcutta and on 23.03.2023 Hon'ble Court was pleased to stay the entire proceedings of this case for a period of four weeks and the interim order of stay earlier granted was extended from time to time by the Hon'ble High Court.

Ld. Counsel for the Accused person (A-4) Kalpana Maity further states that a CRAN bearing CRAN No.4 of 2024 was filed before the Hon'ble Court for extension of interim order of stay earlier granted by the Hon'ble Court and on 03.09.2024 the said CRAN No.4 of 2024 was disposed of before the Hon'ble Court with a direction that the matter would come up in the list for hearing on 06.11.2024 under "Contested Application" and the Hon'ble Court was also pleased to extend the interim order of stay till after vacation.

Ld. Counsel for the Accused person (A-4) Kalpana Maity further states that in the meantime the determination has been changed in the Hon'ble Court and one application bearing CRAN no.05 of 2024 has been filed before the appropriate Bench for extension of interim order of stay earlier granted and the same is likely to be taken up for hearing before the Hon'ble Court as and when the business of the Hon'ble Court will permit and in view of the above circumstances, the Ld. Counsel for the Accused person (A-4) Kalpana Maity prays for an adjournment.

Heard all sides on the point of an adjournment.

Perused the case record.

Having heard the submissions of both sides and also on consideration of the fact that one application bearing CRAN no.05 of 2024 praying for extension of interim order of stay earlier granted by the Hon'ble Court is pending before the Hon'ble Court for hearing and also on consideration of the fact that one of the accused persons namely Kalpana Maity has not been produced from the J.C. today, this Court thinks it fit and proper to adjourn the case for the ends of justice.

Ld. Advocate for the accused person namely (A-4) Kalpana Maity is directed to furnish the updated order of the Hon'ble Court in CRR 3079 of 2022, if any, on the next date fixed.

The Superintendent of Midnapore Central Correctional Home is directed to take necessary steps to ensure production of the accused person namely (A-4) Kalpana Maity before this Court on the next date fixed.

Accordingly, the case stands adjourned today.

On submission of all sides, fix **24.12.2024** for production and appearance of the accused persons and bringing updated order of the Hon'ble High Court, Calcutta, if any.

The Accused person no.(A-1) is remanded to J.C. till 14.11.2024.

To-date i.e. on 24.12.2024 for production of the accused person no.(A-4), Kalpana Maity
Accused person nos.(A-2) Akhil Chandra Ghosh and (A-3) Bimal Mallick on Court Bail are as before.

Let a copy of this order be sent to the Superintendent of Midnapore Central Correctional Home for information and necessary compliance.

D/C by me

Sd./-
Chief Judge
City Sessions Court
Calcutta

Chief Judge
City Sessions Court
Calcutta