

Sessions Case No. 40 of 2012

Order No. 124 dated 11. 03. 2020 :-

Today the case is fixed for further examination in chief of PW-24.

Out of five accused persons, four accused persons namely, Ratan Das @ Barka, Kalyan Hazra, Sahadeb Samanta and Saheb Das are produced from judicial custody. They are taken into custody and remanded to JC till date.

Another accused, namely, Md Hanif Sk. on AI bail is present. He prays for extension of his AI bail.

Heard. Considered.

Witness, Prabir Krishna Seal (PW-24) is present.

Ld. Advocate for the accused Ratan Das @ Barka files a petition that he will not defend accused Ratan Das, henceforth in connection with this case and has no objection if accused Ratan Das engaged any lawyer for his defence.

Accused Ratan Das is also asked on this point, who replied that he will engaged his new lawyer by the date fixed. As such petition of Ld. lawyer for the accused Ratan Das is disposed off as observed above.

As accused Ratan Das remains unrepresented that being so it will not be just and proper to examine witness present today. Accordingly, witness Prabir Krishna Seal (PW-24) is discharged today with direction to remain present on the date fixed.

At this stage, another petition is filed by or on behalf of Sahadeb Samanta stating therein that previous occasion (Order No. 123 dated 04. 02. 2020) direction was given upon Superintendent, Presidency Correctional Home for taking necessary step for treatment of accused Sahadeb Samanta but it is informed by Ld. lawyer for the accused that no intimation has been received by the jail authority to whom accused Sahadeb Samanta has been lodged. In this circumstances, this court is not to find out where the accused has been lodged except the Superintendent Presidency Correctional Home where this court send the accused for lodging. In this circumstances, it was the duty of the Superintendent, Presidency Correctional Home who for his administrative smooth function has been sent elsewhere to communicate said order which was sent to him as because this court will not lagging behind the accused where the Superintendent, Presidency Correctional Home kept temporarily in spite of lodging to him.

Accordingly, Superintendent, Presidency Correctional Home is directed to show-cause on or before the date fixed why such order for treatment of Sahadeb Samanta has not been complied, if not complied in the meantime.

AI bail of Md. Hanif Sk. is extended till next date.

Fixing: 17. 04. 2020 for appearance, production and evidence.

Let a copy of this order be sent to Superintendent, Presidency Correctional Home for information and taking necessary action by the date fixed.

Dictated & corrected by me.

Addl. Dist. & Sessions Judge
1st Fast Track Court, Calcutta.
11. 03. 2020

Addl. Dist. & Sessions Judge
1st Fast Track Court, Calcutta.
11. 03. 2020

No. _____.

Dated: 11. 03. 2020.

Copy forwarded for information and taking necessary action :-

The Superintendent, Presidency Correctional Home, Kolkata.

Addl. Dist. & Sessions Judge
1st Fast Track Court, Calcutta.
11. 03. 2020.