

NIA SPECIAL CASE NO.05 OF 2022

(CNR - WBCS01-001032-2022)

Present: Shri Annada Sankar Mukhopadhyay

Addl. Dist. & Sessions Judge,

Fast Track, 1<sup>st</sup> Court, Calcutta

J.O. CODE NO.WB00863

Order no. 05 dated 10.01.2023

Ld. P.O. is reported absent today.

Put up petition along with two separate petitions has been filed on behalf of the prosecution/NIA, one praying for declaring witnesses as Protected Witness no. "A", "B" and "C" and another for adding section 304 of IPC on the record of this Ld. Court.

Put up petition is considered and allowed.

Let the case record be put up at once.

D/C by me.

Sd/-

Chief Judge-in-charge  
City Sessions Court, Calcutta.

Chief Judge-in-charge  
City Sessions Court, Calcutta.

**Later:**

The case record is placed before this Court.

By filing a separate petition along with three sealed envelopes, the Prosecution/NIA prays for passing order (s) i) to declare the witnesses as Protected Witness nos. "A", "B" and "C", ii) to pass such order directing to protect the identity and address of the Protected Witnesses nos. "A", "B" and "C" as per provision of section 17 of NIA, 2008, iii) to pass such order to all concerned to keep the identity of the Protected Witness nos. "A", "B" and "C" in the safe custody of the Court and no certified copies to be furnished to the accused persons or any other person other than the CIO until such period as this Court deem fit and proper and iv) direct the concern Magistrate to record statement u/s 164 of Cr. P.C. of the protected witness in the interest of investigation.

Having heard the submission of the Ld. Special P.P. of NIA and considering the ground assigned therein as well as for proper adjudication of this case, prayer of NIA is allowed.

In view of such, Ld. Chief Metropolitan Magistrate, Calcutta is requested to depute one competent officer under his kind control to record the statement of the Protected Witness nos. "A", "B" and "C" maintaining the guidelines of recording statement of the protected witness

I.O. of this case is directed to produce the Protected Witness nos. "A", "B" and "C" before the concerned Ld. Metropolitan Magistrate, Calcutta on the stipulated date for recording statement u/s 164 of Cr. P.C.

Copy of this order along with the three sealed envelopes regarding particulars of the Protected Witness nos. "A", "B" and "C" be supplied to the Ld. Chief Metropolitan Magistrate, Calcutta for information and necessary compliance.

The other petition regarding adding section 304 of IPC be kept in the record.

Prosecution/NIA is directed to supply copy of the petition to the Accused persons in the meantime.

To-date i.e. **20.01.2023** for hearing of the petition regarding adding section 304 of IPC.

W/O, if any, in the meantime.

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-in-charge  
City Sessions Court, Calcutta.

Chief Judge-in-charge  
City Sessions Court, Calcutta