

NIA CASE NO 05 OF 2022  
(CNR - WBCS01-001032-2022)  
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. 60 dated 03.10.2024

Today is the date fixed for appearance of all the accused persons, production of the accused person namely Mansur Ali @ Mansur Sheikh @ Manchur Ali @ Mansur Sk., further hearing of the petition u/s 439(2) Cr. P.C dated 18.07.2023 for cancellation of bail against accused persons namely, Md. Imdadul Hoque @ Anaj Master @ Imdadul Hoque, Masadul Sk., Sukchand Ali @ Sk. and Md. Tahabul Sk. together with compliance report with regard to the criminal antecedents and conduct of the four accused persons namely Md. Imdadul Hoque @ Anaj Master @ Imdadul Hoque, Masadul Sk., Sukchand Ali @ Sk. and Md. Tahabul Sk filed on 22.08.2024 on behalf of the Prosecution/NIA from the side of the Ld. Defense Counsel.

To-day is also fixed for hearing of the petition dated 22.08.2024 filed by the Ld. defense counsel for the accused person namely, Shajahan Sk. praying for waving or modifying the condition of bail imposed upon the accused person to meet the I.O. once in a week.

The Accused persons namely,

Md. Sahabuddin,

Md. Imdadul Hoque @ Anaj Master @ Imdarul Hoque,

Md. Osman Ali,

Sukchand Ali @ Sk.,

Abir Hossain,

Sk. Namadar Ali,

Firoja Begam,

Shajahan Sk.,

Habibur Rahaman,

Masadul Haque,

Toufikul Sk. and

Md. Ashik Hossain on Court Bail are present in Court by filing respective hazira.

The accused person namely Mansur Ali @ Mansur Sheikh @ Manchur Ali @ Mansur Sk. has been produced from J.C.

The accused persons namely Md. Sorabuddin Sk. and Md. Tahabul Sk are absent by filing a petition and prays for representation of these accused persons through their Ld. Counsel u/s 317 of Cr. P.C. on the ground stated therein.

Ld. Special P.P., NIA is present.

Ld. Advocates for the accused persons are present.

Heard both sides on the point of representation of accused persons namely Md. Sorabuddin Sk. and Md. Tahabul Sk through their Ld. Counsel u/s 317 of Cr. P.C.

Prayer for representation of accused persons namely Md. Sorabuddin Sk. and Md. Tahabul Sk through their Ld. Counsel u/s 317 of Cr. P.C. is considered and allowed.

Ld. Counsel for the accused persons namely Md. Sorabuddin Sk. and Md. Tahabul Sk. is at liberty to represent these accused persons u/s 317 of Cr. P.C.

The petition dated 22.08.2024 filed by the Ld. defense counsel for the accused person namely, Shajahan Sk. praying for waving or modifying the condition of bail imposed upon the accused person to meet the I.O. once in a week is taken up for hearing.

At this juncture, a petition has been filed on behalf of the Prosecution/NIA praying for further time to file written objection against the petition dated 22.08.2024 on the ground stated therein.

Heard both sides on the point of adjournment.

Prayer for time to file written objection is considered and allowed.

Ld. Counsel for the accused persons submit that charge sheet has been submitted before this Court on 12.12.2023 before this Court, but copies of charge sheet and other related relied upon and non relied upon documents have not yet been supplied to the accused persons and therefore Ld. Counsel prays for a direction upon the Prosecution to supply copies to the accused persons.

Ld. Special P.P. of NIA submits that copies of charge sheet and other related relied upon and non relied upon documents are ready and the same will be supplied to the accused persons on the next date fixed.

In view of the above fact, the Prosecution is directed to supply copies of charge sheet and other related relied upon and non relied upon documents to the accused persons on the next date fixed and submit an acknowledgment receipt in this regard on the next date fixed.

Now, the record is taken up for further hearing of the petition u/s 439(2) Cr. P.C dated 18.07.2023 for cancellation of bail against accused persons namely, Md. Imdadul Hoque @ Anaj Master @ Imdadul Hoque, Masadul Sk., Sukchand Ali @ Sk. and Md. Tahabul Sk together with compliance report with regard to the criminal antecedents and conduct of the four accused persons namely Md. Imdadul Hoque @ Anaj Master @ Imdadul Hoque, Masadul Sk., Sukchand Ali @ Sk. and Md. Tahabul Sk filed on 22.08.2024 on behalf of the Prosecution/NIA.

Heard the Ld. Counsel for the accused persons in part.

At this juncture, a petition has been filed on behalf of the accused persons namely, Md. Imdadul Hoque @ Anaj Master @ Imdadul Hoque, Masadul Sk., Sukchand Ali @ Sk. and Md. Tahabul Sk. stating that some more time is required to conclude the hearing of the petition u/s 439(2) Cr. P.C dated 18.07.2023 and therefore an adjournment has been prayed for.

Heard both sides on the point of an adjournment.

Prayer for an adjournment is considered and allowed.

Another petition has been filed on behalf of the accused persons namely Masadul Haque, Md. Osman Ali, Md. Ashik Hossain, Shajahan Sk., Habibur Rahaman and Md. Sorabuddin Sk. stating that these accused persons are the earning members of their respective families and therefore Ld. Counsel prays for waiving the conditions of bail only for the month of puja vacation on the ground stated therein.

Copy served as per the endorsement.

Let the same be kept with the record.

Prior to passing any order, let a report be called for from the I.O. of this case in this regard.

Fix **07.10.2024** for submission of report by the I.O. of this case in respect of the petition dated 03.10.2024 filed on behalf of the six accused persons namely Masadul Haque, Md. Osman Ali, Md. Ashik Hossain, Shajahan Sk., Habibur Rahaman and Md. Sorabuddin Sk. for waiving condition of bail only for the month of puja vacation.

On submissions of both sides fix **25.11.2024** for appearance of all the accused persons, production of the accused person namely Mansur Ali @ Mansur Seikh @ Manchur Ali @ Mansur Sk., further hearing of the petition u/s 439(2) Cr. P.C dated 18.07.2023 for cancellation of bail against accused persons namely, Md. Imdadul Hoque @ Anaj Master @ Imdadul Hoque, Masadul Sk., Sukchand Ali @ Sk. and Md. Tahabul Sk. together with compliance report with regard to the criminal antecedents and conduct of the four accused persons namely Md. Imdadul Hoque @ Anaj Master @ Imdadul Hoque, Masadul Sk., Sukchand Ali @ Sk. and Md. Tahabul Sk filed on 22.08.2024 on behalf of the Prosecution/NIA from the side of the Ld. Defense Counsel and supply of copies of charge sheet and other related relied upon and non relied upon documents to the accused persons.

To date i.e. on **25.11.2024** for hearing of the petition dated 22.08.2024 filed by the Ld. defense counsel for the accused person namely, Shajahan Sk. praying for waving or modifying the condition of bail imposed upon the accused person to meet the I.O. once in a week.

Puja vacation intervenes from 09.10.2024 to 04.11.2024.

The accused persons on Court bail are as before.

The accused person namely Mansur Ali @ Mansur Seikh @ Manchur Ali @ Mansur Sk. is remanded to J.C. till 25.11.2024.

Let a copy of this order be forwarded to the I.O of this case through Ld. Special P.P. with a direction to ensure production of the C.D. on the 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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