

NIA CASE NO 05 OF 2022

CNR-WBCS01-001032-2022

Present: Sri Uttam Kumar Shaw
Chief Judge, City Sessions Court, Calcutta
J.O. CODE NO.WB00372

Order no. 10 dated 28.03.2023

Today is fixed for appearance of the Accused persons and submission of I.O's. report in final form.

14 Accused persons namely

Md. Imdadul Hoque @ Anaj Master @ Imdarul Hoque,

Md. Surabuddin Sk.,

Md. Osman Ali,

Md. Ashik Hossain,

Toufikul Sk.,

Abir Hossain,

Sukchand Ali @ Sk.,

Sk. Namadar Ali,

Md. Sahabuddin,

Firoja Begam,

Shajahan Sk.,

Habibur Rahaman,

Masadul Haque and

Md. Tahabul Sk on Court Bail are present in Court by filing hazira along with Ld. Advocate.

Ld. Special P.P. of NIA is present.

One petition has been filed on behalf of the Prosecution/NIA through Ld. Special P.P. of NIA stating that investigation is carried out on day to day basis to ascertain the other group members of the deceased accused and prays for some time to file report in final form in the interest of further investigation.

Heard.

Prayer is considered and allowed to facilitate further investigation.

One petition has been filed on behalf of 6 (Six) Accused persons namely Md. Surabuddin Sk., Md. Osman Ali, Md. Ashik Hossain, Shajahan Sk., Habibur Rahaman and Masadul Haque stating that the Accused persons are the only earning members of their respective family and it is becoming very hard on part of the Accused/petitioners to appear before the Investigating Officer from Murhsidabad to Kolkata once or twice in every week and prayed for waiving or modifying the condition regarding meeting the Investigating Officer once or twice in every week imposed upon the Accused at the time of granting Bail.

Perused the case record wherefrom it reveals that the Accused persons namely Md. Surabuddin Sk., Md. Ashik Hossain were granted Bail by the Ld. Sessions Judge, Mursidabad vide order dated 02.08.2022 with condition to meet with the I.O. once in a fortnight and vide order dated 20.09.2022 of Ld. Sessions Judge, Mursidabad, the accused Md. Osman Ali was directed to meet the I.O. once in a fortnight instead of twice in a week and Accused namely Habibur Rahaman, Masadul Haque and Shajahan Sk. were granted Bail by the Ld. Sessions Judge, Mursidabad vide orders dated 29.04.2022 and 05.03.2022 respectively with condition to meet with the I.O. twice in a week until further order and/or till completion of investigation.

Continued.....

Continued order no.10 dated 28.03.2023

Considering the facts that religious fasting is going on due to Ramjan Month, prayer for waiving condition as imposed at the time of granting bail to the Accused persons namely Habibur Rahaman, Masadul Haque and Shajahan Sk. is allowed for the time being to the extent that the Accused persons shall meet the Investigating Officer **once in a fortnight** instead of twice in a week until **28.04.2023** and rest of the portions of the orders or rest of the condition (s) will remain unaltered and after 28.04.2023, the previous conditions and orders will remain in force and so far as the other three Accused persons namely Md. Surabuddin Sk., Md. Ashik Hossain and Md. Osman Ali are concerned, it appears that there is already direction upon them to meet the I.O. once in a fortnight. Hence, this Court refrains from passing any order regarding waiving condition.

To **28.04.2023** for appearance of the Accused persons and submission of I.O's. report in final form.

The Accused persons are as before.

D/C by me

Sd./-
JUDGE
Special Court, Calcutta
Under NIA Act

JUDGE
Special Court, Calcutta
Under NIA Act