

S.T. NO.01 (09) OF 2023
SESSIONS CASE NO 51 OF 2023
CNR-WB0201-000681-2023
Present: Sri Soumendra Nath Das
Chief Judge, City Sessions Court, Calcutta
J.O. CODE NO.WB01132

Order No.19 dated 31.08.2024

Today is fixed for production of the accused persons and further examination in chief of P.W.2 namely Arun Kumar Mondal.

The Accused person nos.(A-1) and (A-2) are produced from J.C.

Ld. Counsel for the accused persons is present.

Ld. P. Ps.-in-charge are present.

P.W.2 namely Arun Kumar Mondal is present before this Court. In presence of both sides the record is taken up for recording evidence. He is further examined in chief **in part.**

Further examination in chief of P.W.2 namely Arun Kumar Mondal is deferred on the prayer of the P. P.-in-charge.

The sealed packet along with the pasted label is proved and marked as **Material Exhibit-P-VI/P.W.2** (with objection), the multicoloured nylon bag is proved and marked as **Material Exhibit-P-VII/P.W.2** (with objection), the wrapping cloth with the affixed label is proved and marked as **Material Exhibit-P-VIII/P.W.2** (with objection) and the two blue coloured polythene packets are proved and marked as **Material Exhibit-P-IX/P.W.2** (Collectively) (with objection).

As per Gazette Notification dated 15.07.2022, the certified true copy of the deposition of P.W-2 dated 31.08.2024 is handed over to both sides i.e. the prosecution as well as the Ld. Defence Counsel after obtaining endorsement in the relevant register.

At this juncture, Ld. P.P. in charge draws attention of this Court to the order dated 13.06.2024 in connection with C.R.M. (DB) 1502 of 2024 passed by the Hon'ble Court at Calcutta and prays for fixing dates keeping in mind the direction of the Hon'ble Court in C.R.M. (DB) 1502 of 2024.

On perusal of the copy of order dated 13.06.2024 in connection with C.R.M. (DB) 1502 of 2024 it transpires that Hon'ble High Court at Calcutta has been pleased to observe inter alia as follows:

“The charge is grave. There appears to be prima facie incriminating material against the petitioners. We are not inclined to allow the prayer of the petitioners, at this stage.

The prayer for bail is, accordingly, rejected.

C.R.M. (DB) 1502 of 2024 is dismissed.

However, since the petitioners are in custody for quite some time, the learned Trial Court is requested to expedite the trial and conclude the same as early as possible and definitely within a period of six months from the next date fixed for recording of evidence.

We further make it clear that in the event the trial is not concluded within the time periods indicated above, the petitioners may renew their prayer for bail.”

Keeping in mind the direction of the Hon'ble High Court at Calcutta in C.R.M. (DB) 1502 of 2024 and also on submission of both sides, fix **05.09.2024** for production of the accused persons and further examination in chief of P.W.2 namely Arun Kumar Mondal.

Re-issue the Summon in the name of P.W.2 namely Arun Kumar Mondal with a direction to remain present before this Court on the next date fixed for adducing further evidence.

The Accused person nos.(A-1 and 2) are remanded to J.C. till 05.09.2024.
D/C by me.

Sd./-

Chief Judge
City Sessions Court
Calcutta

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