

SESSIONS CASE NO 71 OF 2022
CNR-WBCS01-001195-2022
Present: Sri Soumendra Nath Das
Chief Judge, City Sessions Court, Calcutta
J.O. CODE NO.WB01132

Order no.23 dated 25.07.2023

Today is fixed for hearing on the point of Consideration of charge.

The Accused no.(A-1), **Jayeeta Das @ Rumpa** is neither produced before this Court from J.C. in physical mode, nor in virtual mode.

No report regarding non production of the Accused no.(A-1), **Jayeeta Das @ Rumpa** has yet been received.

The Accused no.(A-2) **Pratick Bhowmik @ Kanchan** on Court Bail is absent by petition and prays for allowing the absence of the accused with a further prayer to allow the Ld. Advocate to represent the accused u/s 317 of Cr. P.C. on the ground stated therein.

Ld. Special P.P. as well as Ld. Advocate for the Accused persons is present.

Heard both sides.

Prayer is considered and allowed with a direction upon the accused no.(A-2) to remain present before this Court on the next date positively.

Ld. Advocate for the Accused no.(A-2) **Pratick Bhowmik @ Kanchan** is granted liberty to represent the accused u/s 317 of Cr. P.C.

One petition along with a computer generated copy of case details in connection with Special Leave Petition 7880 of 2023, Diary No.25603 of 2023 published in the website of Hon'ble Supreme Court of India has been filed on behalf of the Prosecution stating that challenging the order of the Hon'ble High Court at Calcutta, State authority has preferred a Special Leave petition being no. 7880 of 2023 and the same matter is fixed for hearing before the Hon'ble Supreme Court of India on 31.07.2023 and therefore it is prayed for passing necessary order.

Perused the same.

Heard the Ld. Special P.P. as well as Ld. Advocate for the accused persons.

Having heard the submission of both sides and also considering the non production of the Accused no.(A-1), **Jayeeta Das @ Rumpa**, charge hearing could not be proceeded in absence of the accused person and therefore case is adjourned for the ends of justice.

At this juncture, Ld. Advocate for the accused persons as well as Ld. Special P.P. prays for necessary direction upon the concerned Correctional Authority to ensure production of the Accused no.(A-1), **Jayeeta Das @ Rumpa** before this Court in physical mode on the next date fixed.

In view of such, the Superintendent of Alipore Women's Correctional Home is directed to take necessary measures to ensure production of the Accused no.(A-1), **Jayeeta Das @ Rumpa** before this Court on the next date fixed i.e. 09.08.2023 in physical mode positively.

Fix **09.08.2023** for bringing order of the Hon'ble Supreme Court of India, if any, and hearing on the point of Consideration of charge.

The Accused no. (A-2) Pratick Bhowmik @ Kanchan is as before.

To-date i.e.**09.08.2023** for production of the Accused no.(A-1), **Jayeeta Das @ Rumpa** before this Court in physical mode.

Let a copy of this order be sent to the Superintendent of Alipore Women's Correctional Home for information and necessary action.

D/C by me:

Sd./-

Chief Judge

Chief Judge

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Later:

Order dated 25.07.2023

After passing of the above order, one report regarding non production of the accused no.(A-1), **Jayeeta Das @ Rumpa** is received from the Superintendent of Alipore Women's Correctional Home communicated vide office letter no.2416/AB dated 25.07.2023 stating that the female UTP namely Jayeeta Das @ Rumpa was produced before the Ld. Court of Special Judge, NIA, Guwahati, Assam on 11.01.2023 in connection with RC-01/2022/NIA-GUW, Spl. NIA case no.02 of 2022 and the accused person has not yet been returned to the concerned Correctional Home.

It is further submitted that the Superintendent of Guwahati Central Jail had confirmed the production of the above named accused person before this Court virtually on 25.07.2023.

Perused the same and let the same be kept with the record.

To-date i.e. **09.08.2023** for bringing order of the Hon'ble Supreme Court of India, if any, and hearing on the point of Consideration of charge.

D/C by me:

Sd./-
Chief Judge
City Sessions Court, Calcutta

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