

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.24 dated 09.08.2023

Today is fixed 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-1), Jayeeta Das @ Rumpa is neither produced before this Court from J.C. in physical mode, nor in virtual mode.

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.2602/AB dated 09.08.2023 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.

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

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 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 pending before the Hon'ble Supreme Court of India and tentatively the case may be listed on 18.08.2023 before the Hon'ble Supreme Court of India 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 persons and therefore case is adjourned for the ends of justice.

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. 18.09.2023.

Continued.....

Continued order no.24 dated 09.08.2023

On submission of both sides, fix **18.09.2023** 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.18.09.2023 for production of the Accused no.(A-1), Jayeeta Das @ Rumpa before this Court and appearance of Accused no. (A-2) Pratick Bhowmik @ Kanchan.

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

City Sessions Court, Calcutta

Chief Judge

City Sessions Court, Calcutta