

GR/1881/2015

Order dated : 25.02.2025

The next date of this matter is already fixed on 06.03.2025 and the original case record is presently lying before the Hon'ble Court.

At present I have the skeleton case record before me where this order will be made a part of.

A put up petition is filed on behalf of de-facto complainant Sheshadri Goswami who has personally appeared before this court.

On the basis of his put up petition the skeleton record is taken up for hearing and he brought to the notice of this court an order of Hon'ble Court dated 07.02.2025 passed in CRR No. 2166 of 2022 with CRR 1700 of 2022.

A copy of the said order is supplied to this court.

Gone through the said order and particularly the operative portion which is reflected particularly in para-32 of the said order.

It appears that the Hon'ble Court has been pleased to direct this court to hear the Naraji petition that is being filed by the de-facto complainant and disposed of the same after giving an opportunity of hearing to all the parties.

As per solemn order of the Hon'ble Court, this court has to hear and dispose of the Naraji petition and before that notice must be served to all the parties including the prosecution.

Ld. PP is present and hence there is no need to serve notice on the prosecution.

Gone through the final report being FRT No. 18 of 2017 dated 30.04.2017 against which Naraji petition is filed.

Gone through the Formal FIR dated 14.08.2015.

No where from the said documents I find the name of the accused persons against whom the investigation got initiated in practical reality though three names have come in the Formal FIR who could be considered as FIR named accused.

There can be other accused persons though they may not be named in the FIR.

Under such circumstances, I direct the IO of this case to submit the list of accused persons apart from those who are named directly in the FIR and against whom an investigation in real sense had taken place.

Let a copy of this order sheet be sent to the Shakespeare Sarani PS and the OC of this PS is directed to instruct the IO so that the list of the names of the persons who are treated as accused for the sake of investigation.

The list must be presented before the undersigned on 11.03.2025 without fail.

Thereafter, this court will send notice to the accused persons on the basis of the list provided by the IO before making an effective hearing on the point of Naraji petition.

Sd/-

D/C

Chief Judicial Magistrate,
Calcutta.

Let a copy of this order sheet be sent to the Shakespeare Sarani PS and the OC of this PS is directed to instruct the IO so that the list of the names of the persons who are treated as accused for the sake of investigation.

Chief Judicial Magistrate,
Calcutta.