

CNS - 1023/2021

Order dated:- 19.12.2022

Today is fixed for report i.d. N/O.

No report is received.

By filing a petition dated 16.11.2022, the Ld. Advocate for the complainant submitted that necessary order may be passed so that the writ of W/A be forwarded to the C.J.M, Chapra, Bihar for passing necessary direction upon the S.P, Chapra, Bihar in respect of the accused.

Such a prayer cannot be allowed in accordance with law.

Perused the case record thoroughly. On the strength of the provision of Section 27 of the General Clauses Act, the prayer of the complainant was allowed and bailable warrant was issued.

Since then no ER was received till 16.11.2022. On that date a reminder was issued through the Superintendent of Police Chapra, Bihar. But till date no fruitful result has come out.

On perusal of the case record it also appears that the earlier warrant was sent for execution by post.

In view of the above, the earlier warrant of arrest against this accused in connection with this case stands recalled.

The complainant is directed to file fresh requisite in accordance with the provision of Section 78(2) of Cr.PC and let such requisite be sent through Court to the Superintendent of Police of District Chapra, Bihar for execution in accordance with law.

Requisite at once.

Fix 16.02.2023 for ER of W/A.

Metropolitan Magistrate
3rd Court, Calcutta