

In the Court of Judicial Magistrate, 4th Court, Calcutta
Present. Smt. Yozna Lama, J.O. Code No. WB01349

GR 1607/2019

Order date 29.11.2025

Today is fixed for passing of the Order upon the petition u/s 205 of CrPC filed by accused No.2

Both the accused persons are absent by petition,

Now the record is taken up for passing of the Order upon the petition filed under u/s 205 Cr.P.C.

Ld. Advocate for the accused person No.2 submitted that the accused person No.2 namely Lovesh Panchal has been suffering from various illness and is still under treatment at Delhi. Therefore, it is not possible for him to regularly appear before this court. Hence, prays for dispensing with the personal attendance of the said accused person No.2 before this court.

Ld. APP raises objection.

Hearing both the parties, on perusal of the petition, the entire case record and the medical documents as submitted by the Ld. Advocate for accused No.2, I am of the opinion that considering that accused No.2 has been suffering from various ailments, the personal attendance of the accused person No.2 can be dispensed with. Further, I am of the opinion that no prejudice will be caused to the administration of justice.

Hence, it is,

Ordered,

that the petition u/s 205 Cr.P.C is hereby considered and allowed without costs. The accused namely Lovesh Panchal is hereby exempted from personal appearance before this court subject to the condition that he shall appear at the time of framing of charge, examination u/s 313 Cr.P.C, at the time of delivery of judgement and any time as the court deems necessary.

It is to be further noted the Ld. Advocate for accused person No.2 shall be present before the Court on each and every date and no time petitions will be allowed in the above mentioned stages of the proceedings.

Ld. Advocate is hereby directed to give an undertaking ensuring that the accused person No.2 shall appear before this court at the time of examination u/s 313 Cr.P.C, at the time of framing of charge, delivery of judgement and any time as the court deems necessary.

To 16.01.2026 for supply of copy.

D/C by me,

J.M., 4th Court, Calcutta