

IN THE COURT OF MUNICIPAL MAGISTRATE 4th COURT,
CALCUTTA.

Present:

Smt. Kadambari Adhikari

J O Code No: W B 1282

Case No. Crl. Misc 397 of 2018

C N R No- WBCS03-006597-2016

Date. 02.08.2024

Today is fixed for I.O's report.

I.O. is present.

A delay report has been submitted by the I.O. Samir Kumar Bera forwarded by the O/C, Narkeldanga P.S. that Charge sheet has been submitted on 31.07.2024 after lapse of 6 years although the case was recorded in the year 2018 but the case was re investigated by me under order of the superiors and further prays for condonation of delay.

I.O. on dock verbally mentioned that due to non-availability of Infringement report and the some other reports from the other department charge sheet in final form could not be submitted in proper time

Perused the C.D. as well as the report.

It appears from the report and the CD that Infringement report was received by the I.O. on 2021 some other report was received on 2022 and also on 2023, considering such facts and content of the explanation of delay is considered and accepted

As such charge sheet is received being no. **168 of 2024** dt.**29.07.2024** U/S-

401(A)KMC Act against five accused persons namely 1) **Md. Ziauddin @ Jeeva** 2) **Md. Roshan** 3) **Krishnsapada Dey**,4) **Md. Zacharia** and 5) **Kaamrunnesha** in c/w FIR no. **61** dated. **14.03.2018** of **Narkeldanga PS**.

Perused the C.D. appears that a prima-facie case has been made against the accused persons 1) **Md. Ziauddin @ Jeeva** 2) **Md. Roshan** 3) **Krishnsapada Dey**,4) **Md. Zacharia** and 5) **Kaamrunnesha** U/S **401(A)** KMC Act. There appears sufficient materials to proceed further.

Cognizance is taken.

Received PS report and Copies of C/S are kept with the record.

It also appears from the report as well as Charge sheet that **3) Krishnsapada Dey**,4) **Md. Zacharia** and 5) **Kaamrunnesha** are absconding and the other two accused are on Court Bail.

Accordingly, issue notice upon two accused and WA against accused **3)**

Krishnsapada Dey,4) **Md. Zacharia** and 5) **Kaamrunnesha**

Fix **14.11.2024** for appearance and E/R of WA.

Municipal Magistrate, 4thCourt
Calcutta.