

GR Case No. 82 of 2025

CHARGES WITH HEAD

[No. XXVIII (II), SCHEDULE V, Act V, 1998]

(Sections 221, 222, 223, Code of Criminal Procedure)

(1) Name and office of Magistrate, &c.	I, Sneha Basu, Minucipal Magistrate, 2 nd Court, Calcutta do hereby charge you ⁽²⁾ (1) Ashok Banerjee (2) Raja Sarkar
(2) Name of accused person	as follows:
	That you sometime before 11.08.2023 you had made an unauhtosised construction at 82, Tarak Pramanick Road, Ward – 25, Borough IV, Kolkata – 06, Kolkata without any sanction plan from concerned authority, which may enganger human life, create fire hazards and disrupt of sewerage system. Further, you have made the construction defying notice from the KMC authorities and you have continued the construction in spite of stop work notice.
(3) My cognizance or the cognizance of the Court of Session.	and thereby committed an offence punishable under Section 401A read with 392/610 read with 618/610 the of Kolkata Municipal Corporation Act and within the cognizance of this Court. ⁽³⁾
(4) In cases tried by Magistrate, omit “by the said Court.”	And I hereby direct that you be tried ⁽⁴⁾ by the said Court on the said charge. Contents of the charge is read over and explained to the accused persons. On being asked, the accused persons, pleaded not guilty by saying individually “Ami nirdosh” and claimed to be tried.
	Dated this 23 rd day of December, 2025

Minucipal Magistrate
2nd Court, Calcutta

In the Court of Municipal Magistrate 2nd Court, Calcutta.

Present : Sneha Basu, (J.O Code No. WB1437)

GR Case No. 82 of 2025
CNR No. WBCS03 000116-2025

Order dated : 23-12-2025

Today is fixed for charge

Ld. APP is present.

Both the accused are present today with their Ld.Counsel.

Case record is taken up for framing of charge on the request of Ld. Defence counsel.

Charge is framed u/s 392/610/618 & 401A of KMC Act.

The C/R is taken up for framing of charge.

I have heard the submission of Ld. counsels for the parties, Perused the C.D, FIR, C/S along with other relevant materials. On perusal, it appears that there are prima facie materials for framing addition of charge against the accused persons for the Offence punishable u/s 392/610/618 & 401A of KMC Act.

Accordingly, the charge is framed against the accused persons for the Offence punishable u/s 392/610/618 & 401A of KMC Act The charge is written over in a separate prescribed form of charge , which is kept with the C/R.

Now, the content of charge is read over and explained to the accused person to the effect that you being the P/R made an unauthorized construction without any sanctioned plan to which the accused person replied and pleaded as not guilty by saying "Ami Nirdosh" and claimed to be tried. As a result, trial ensues.

Issue summons upon CSW-1 & 2

Fix 06-03-2026 for evidence of CSW – 1 & 2

Municipal Magistrate,
2nd M.M., Calcutta