

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

Present : Smt. Sneha Basu

(JO Code No. WB-1437)

GR Case No. 153 of 2024

CNR No. WBCS03 000164 2024

Order dated 13-10-2025 :-

Today is fixed for appearance of accused and charge

All accused namely Md. Fahim, Imran Fahim, Farhan Fahim, Md. Washim and Jhumpa Das 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 under Section 392/610/618 & 401A of KMC Act.

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 individually "Ami Nirdosh" and claimed to be tried. As a result, trial ensues.

Issue summons upon witness CSW – 1 & CSW – 2

To 17.12.2025 for evidence.

Municipal Magistrate
2nd Court, Calcutta

GR. Case No.153 of 2024

CHARGE WITH HEADS

[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, Municipal Magistrate, 2nd Court, Calcutta do hereby charge you⁽²⁾ 1) Md. Fahim
2) Imran Fahim
3) Farhan Fahim
4) Md. Washim
5) Jhumpa Das

(2) Name of accused person as follows:

That all of you sometime before 21.08.2023 you had made an unauthorised construction at No A/88, West Chowbaga, PS Anandapur, , Ward – 108, Borough - XII. Kolkata, Ward No. 3, Br- I, without any sanction plan from concerned authority, which may endanger human life, create fire hazards and disrupt of sewerage system.

Further, all of you had 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 Section 392/610 read with Section 618** 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 13th day of October, 2025

Municipal Magistrate
2nd Court, Calcutta