

Sessions Case No.381 of 2024
Computer Regn. No.381/2024
[Arising out of Balurghat P.S case No.397/2021,dt.28.07.2021]
CNR No.WBDD01-002903-2024
J.O Code WB00945

Order No.03.

Dt.17/12/2025.Sole accused person namely Biman Debnath is present by filing hazira.

Today is fixed for evidence of C.S.W.1.

Ld. Advocate for the accused persons is present.

Ld. P.P in-charge takes step stating that no witness is present.

S.R is received in respect of ASI Dibakar Sengupta (C.S.W.1) (complainant) who received the Summons by putting his signature but inspite of receivng Summon he did not turn up to depose as witness in gross violation to the direction of this Court.

Perused the case record.

It transpires from the record that on 01.09.2025 the complainant ASI Dibakar Sengupta (C.S.W.1) did not turn up before this Court by sending a message of being busy of Law and Order duty.

This Court has been established by the Government for speedy disposal of the cases for the purpose of bringing down the huge pendency but the police administration is reluctant enough to assist this Court in achieving the desired result for the Government.

The Superintendent of Police, D/Dinajpur is least interested in monitoring the trial of important cases pending before the Sessions Court and merely concerned with institution of cases only. Such act on the part of the Nodal Officer is causing unnecessary delay in disposal of this case and thus frustrating the very purpose and intention of the Government for establishing this Court in this District.

Rule-65 of PRB says that the Superintendents should themselves take personal interest in the prosecution cases in all kinds and remain present at the trial of important police cases before a Magistrate or a Sessions Court and no such cases should go to the Sessions for Trial which he has not personally mastered and carefully discussed with the public prosecutor and the investigating officer.

The complainant ASI Dibakar Sengupta (C.S.W.1) intentionally did not turn up before this Court and cause unnecessary delay in disposal. Accordingly, for compelling his attendance let a Warrant of Arrest be issued against him at once.

Hence W.A be issued against ASI Dibakar Sengupta (C.S.W.1).

The Superintendent of Police, D/D is directed to execute the W.A against ASI Dibakar Sengupta (C.S.W.1) issued by this Court and submit compliance report positively.

To **03.01.2026** for E.R of W.A of ASI Dibakar Sengupta (C.S.W.1) and his evidence.

Let a copy of this order be sent to the D.G.P., West Bengal, Kolkata for information and necessary action.

Let another copy of this order be sent to Superintendent of Police, D/D at Balurghat for execution of W.A and compliance.

To date for evidence and appearance of the accused person.

Dict. & Corr. by me.

A.D.J., F.T.C.

Additional Dist. & Sess. Judge,
FTC, Balurghat, Dakshin Dinajpur.

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Memo No. _____/FTC Date:- _____

Let a copy of this order be sent to:-

- 1.The Director General of Police, West Bengal at Kolkata.
- 2.The Superintendent of Police, Dakshin Dinajpur at Balurghat.

Additional Dist. & Sess. Judge,
FTC, Balurghat, Dakshin Dinajpur.