

Case No:GR 92/2025

CIS No: 53/2026

Order No:13

Date: 04.06.2026

Today is fixed for examination of the accused persons u/s 351 BNSS.

All the three accused persons are present by filing hazira.

Ld APP and Ld Advocate of the accused persons both are present.

All the accused persons are examined u/s 351 BNSS and they all pleaded not guilty for the second time and stated that they would not adduce any witness from their side.

Now, on prayer of both sides, the record is taken up for hearing up for argument.

Heard argument of both sides in full.

Judgment will be pronounced at 03:00 PM.

D & C by me

Additional Chief Judicial Magistrate

Kurseong

ACJM, Kurseong

JO Code: WB01288

Later.... At 03:00 PM

All the accused persons are present.

Ld APP and Ld Advocate of the accused persons both are present.

The judgment is ready in separate sheet. The judgment will be produced in open court.

The operating part of judgment is as follows:

Hence, it is,

ORDERED

that the accused persons namely Sujit Kr. Rai, Santa Kr. Rai and Jeneffa Lepcha @ Jenifar are found not guilty of the offense under Section 85 of BNS.

That the accused persons are acquitted in terms of Section 271(1) of BNSS.

The accused persons be released from their bail bonds respectively.

Surety is discharged from his liability.

Seized amount if any, be disposed of after the expiry of period of appeal.

Seized documents, if any, be returned to the accused persons.

Let a copy of this order be sent to District Magistrate, Darjeeling as per direction of Hon'ble Calcutta High Court in the case of Sabitri Bhunya vs The State of WB and Others.

Copy of order be also sent to Chairman, SDLSC, Kurseong as per direction of Hon'ble Court in above referred case and also as per direction of Chairman, DLSA, Darjeeling.

The case is disposed off.

Note in register and CIS.

D & C by me

Additional Chief Judicial Magistrate

Kurseong

ACJM, Kurseong

JO Code: WB01288