

G.R. CASE No: 65 / 2022  
CIS 204 /2022  
CNR No: WBDJ080001190-2022  
J.O. CODE : WB 01349

Order No. 32, Dated: 04.10.2024

Today is fixed for S/R of Summons upon CSW-01, 03 and 04 and evidence.

Ld. A.P.P. is present.

The accused person namely Chaitali Banerjee is present by filing Hazira.

Rest of the three accused persons are absent by filing petition u/s 317 Cr.P.C.

No. S.R. of summons with respect to witness 03 and 04 have been received by this court.

RT message with respect to CSW-01 has been received by this court with the report that the summons have been duly served.

On perusal of the case record, it appears that innumerable summons have been issued upon SI Ringi Dorjee Sherpa (CSW-01) vide Process No(s) 1094, 2161 dated 06.09.2023, 2647 dated 21.11.2023, 808 dated 18.05.2024. Similarly summons upon CSW-03 and CSW-04 have been issued vide process id no 1096, 1097. However, till now neither CSW-01 nor CSW-03 and 04 have appeared before this court. It is to be mentioned here that summons upon CSW-01 have been issued several times but he has failed to appear before this court. Today as well despite of receiving the summon, CSW-01 has failed to appear before this court. This conduct of the SI Rinzee Dorjee Sherpa is taken by this court to be a deliberate attempt on his part to evade the Court's Order.

In the above circumstances, issue WWA against SI Rinzee Dorjee Sherpa

Let a copy of this order along with WWA be sent to the I/C Bhaktinagar P.S. Siliguri for execution of the said warrant against SI Rinzee Dorjee Sherpa.

Issue fresh summons upon CSW-03 and CSW-04 with a direction upon I/C, Kurseong to serve the said summons upon CSW-03 and CSW-04.

Let the summons upon CSW-03 and 04 along with the copy of this order be sent to I/C, Kurseong for compliance.

Fix 28.11.2024 for ER of WWA and evidence.

s/d  
Judicial Magistrate  
Kalimpong.