

Order No. 22, dated 10.02.2023

Today is fixed for production, appearance and hearing regarding report of Superintendent, Midnapore Central Correctional Home.

Accused Malay Ari, Partha Ari and Sanjoy Ari are is produced from J/C.

Accused Bijoy Ari, Kausalya Ari, Rekha Ghorai and Jyotsna Das Adhikary are present by filling hazira.

Ld. Additional PP is present.

Ld. Lawyer Sri Santanu Bayen for accused Partha Ari and Sanjoy Ari is present.

Ld. Lawyer for accused Bijoy Ari, Kausalya Ari, Rekha Ghorai and Jyotsna Das Adhikary is present.

None appears for accused Malay Ari who is in J/C.

Heard all sides.

Perused the report. It appears Superintendent, Midnapore Central Correctional Home forwarded report of medical officer, Midnapore Central Correctional Home along with annexures regarding treatment of accused Partha Ari. It appears from the report that accused Partha Ari was referred to Midnapore Medical College and Hospital, Psychiatry Department on several occasions and as per advice, the accused was referred to Psychiatry of IMC, Purulia and the accused was diagnosed with bipolar disorder. Said hospital opined that there was no need of indoor treatment of the accused and he was discharged on 22.11.2022. Said accused Partha Ari was produced before Psychiatry department of Midnapore Medical College and Hospital for follow up treatment on 13.01.2023, 20.01.2023 and 03.02.2023 and the accused is now better with supervised medication.

This Court put some questions to the accused and he replied that he ate chapati as breakfast and he is better now and requested this Court to keep him at Contai S.D. Correctional Home as his grandmother can visit him at Correctional Home and he also prayed for bail.

It appears that the accused is capable of making his defence.

Accused Malay Ari submitted that he has no capacity to engage lawyer to defend him.

Considering the fact that the accused Malay Ari is in custody and he has no capacity to engage Lawyer, Sri Santanu Bayen, Panel Advocate of SDLSC, Contai may be appointed to defend accused Malay Ari.

Chairman, Contai SDLSC is requested to appoint Sri Santanu Bayen, Panel Advocate of SDLSC, Contai and who is defending and providing legal aid to other accused persons who are in custody.

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Copy of this order be forwarded to the Chairman, SDLSC, Contai for information and necessary action.

Fix **16.02.2023** for production, appearance and further order.

Sd/-  
Additional Sessions Judge,  
1<sup>st</sup> Court, Contai.