

S.T 12(03) 2023

S.C 13/2023

CNR no.WBHG-01- 000190-2023

Order no. 11 dt. 20.01.2024

Accused Tarapada Bachar is present by filing hazira and accused Monotosh Biswas is produced from J/C.

Today is fixed for further evidence and hearing of one petition u/s 451 Cr.P.C filed dated 17.01.2024.

No witness turned up today. Learned P.P In-charge prays for fixing another evidence schedule of the witnesses.

Heard both sides in respect of the petition dated 17.01.2024 filed on behalf of the accused Tarapada Bachar.

Learned Advocate for the accused submits that no report has been sent as yet by the I.O of this case and as a result seized motorcycle lying in the premises of the Police Station is getting damaged day after day.

Learned P.P in-charge submits that the learned court may pass any necessary order for return of the motorcycle. He admits that concerned P.S is not sending report through I.O in spite of the fact that motorcycle has no role in the alleged crime.

Without verbalizing the matter I straightaway direct the I.O of the case and the O/C Panduah P.S to return the seized vehicle (Bajaj Discover) bearing no.W.B16-AE/7392 vide seizure list dated 19.09.2022 after ascertaining the ownership of the motorcycle within the next schedule, failing which any serious view shall be taken against both of them. By this order, I may direct them to follow the guidelines of the Hon'ble Supreme Court of India for returning the seized vehicle which has no role in the given crime.

To 05.03.2024 for evidence of C.S.W-4;

To 07.03.204 for evidence of C.S.W-6, 8, 10 and

To 12.03.2024 for evidence of C.S.W-11, 12 and 14 and compliance report by the I.O and the O/C without fail.

Let a copy of this order be sent to the O/C and I.O for information and compliance.

Dictated & corrected by me

Sd/-

Additional Sessions Judge,
1st Court, Chinsurah
J.O Code no.WB00753

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