

Special 03/2021
CNR no.WBHG-01-000327 -2021

Order no.14 dt. 02.06.2023

Today is fixed for appearance of the I.O and clarification.

One report is received from the concerned Chandernagore P.S.

Learned P.P, Hooghly submits that the learned Court may be pleased to issue appropriate direction upon the S.H.O, Dwarka South P.S, Delhi for arresting the charge sheeted accused persons in order to execute pending W/A.

I have gone through the report submitted by the Chandernagore P.S. It appears that the accused persons are the residents with the jurisdiction of Dwarka South P.S, Delhi.

This court is in the receipt of one order from the Hon'ble Supreme Court of India passed on 16.05.2023 in connection with **SLP (Crl) no.6476 of 2023**. By the said order the Hon'ble Supreme Court was pleased to dismiss the SLP and ordered as below.

“The special leave petition is dismissed.

However, the trial court may grant exemption to the petitioners from personal appearance, when applications for the same are moved, depending upon the exigency”.

The above SLP arose out of an order dated 13.04.2023 passed by the Hon'ble High Court at Calcutta (Single Bench) in connection with **CRR no. 4778 of 2022**.

The relevant portion of the solemn order passed by the Hon'ble High Court is extracted below.

“ Since warrants of arrest have been issued against the accused persons / petitioners, the execution of warrants of arrest be recalled.

The accused persons are directed to surrender before the trial court and on their surrender the learned trial court shall consider the prayer for bail, if any, favourably and in accordance with law”.

As the SLP came to be dismissed, the gracious order of the Hon'ble High Court stands as it is.

In light of the direction of the order and direction of the Hon'ble High Court, Calcutta and as the SLP came to be dismissed, I therefore, direct all the five charge sheeted accused persons to immediately surrender before this learned Court. The names and particulars of the charge sheeted accused persons are mentioned as under for convenience.

The pending W/A is **recalled** vide **CRR no. 4778 of 2022** and inform concerned P.S.

1) **Anand Raman**, son of Sri P.N Raman of flat no.3297, Ground floor, Sector-A, Pocket-B, Basant Kunj, New Delhi-110070, 2) **Vipin Kumar**, son of Sushil Kumar of House no.414, Burari Gaon, Takiya Chak, Delhi 110084, 3) **Surajit Pattanaik**, son of Sharad Pattanaik, 4) **Sipra Pattanaik**, wife of Surajit Pattanaik, both of flat no.13C Shivalik Appartment plot no.32, Sector-6, Dwarka, Delhi-110075, 5) **Awdesh Kumar Pandey**, son of late Basudev Pandey of A-8/B, Keshab Nagar, Mukti Ashram lane, Delhi-110036.

Let a copy of this order be sent for compliance and necessary action to the Commissioner of Police, Chandernagore Police Commissionerate, for having effective communications with the senior Police officials of the jurisdiction where the accused persons reside as above to **surrender** before me.

Let another copy of this order be sent to the I/C, Chandernagore P.S and I.O of this case for the purpose of accused persons to **surrender** before me.

Let another copy of this order be sent to the S.H.O Dwarka South P.S, Delhi for compliance and necessary action with a copy of the charge sheet for the purpose of accused persons to **surrender** before me.

To 18.07.2023 for compliance report and surrender of all the five accused persons.

Dictated & corrected by me

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

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Additional Sessions Judge,
1st Court, Chinsurah.
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