

S. T Case No 120 of 2013 (CIS Regd. No.1692 of 2014)
CNR No. WBHW01-003587-2013
Present : Sri Plaban Mukherjee (J.O Code : WB01427)

Order No. 74,
Dated : 02.08.2025

Today is fixed for for E.R of W.A and evidence.

The sole accused person on C.B is present by filing hazira.

Ld. Advocate for the accused person is present.

Ld. PP-in-Charge is also present.

On perusal of the case record, it transpires that after passing of the order being No.73, dated 13.06.2025, this Court has received one report from one Sub-Inspector of Shibpur Police Station along with the original warrant of arrest, issued by this Court and the same is lying with the case record and on perusal of the said report, it appears that this Court has issued warrant against the witness of this case i.e. C.S.W-1 of this case, but the police personnel has intimated this Court that the address of the warrantee falls under the jurisdiction of AJC Bose B. Garden P.S and as such, the same cannot be executed. Accordingly, he prays for sending the said warrant to the Officer-in-Charge of A.J.C Bose B. Garden P.S for executing the same.

On perusal of the case record, it appears that this case relates to the year 2013 in connection with Shibpur P.S Case No.871 of 2011 dated 08.11.2011 and on further perusal of the case record, it also transpires that in this case charge has been framed on 15th June, 2013 and the evidence of C.S.W-1 as P.W-1 has commenced on 5th day of June, 2017 and on that date, after completion of examination-in-chief P.W-1, she was cross-examined in part and since then, said P.W-1 has never turned up before this Court to conclude her evidence and as such, the further proceeding of this case has been getting delayed. In such condition, this Court has directed to issue W.A against the witness i.e. P.W-1 (C.S.W-1) on 10.01.2025. But, the concerned police personnel has returned the W.A against the said warrantee on the pretext that the jurisdiction of the warrantee does not fall within the jurisdiction of Shibpur P.S, without taking proper steps to execute the said warrant of arrest, resulting further delay in the proceeding of this case.

Further, it is to be reiterated herein that this case originates from Shibpur P.S Case No.871 of 2011 dated 08.11.2011.

Considering the above, Inspector-in-Charge of Shibpur Police Station is directed to take positive steps to ensure the presence of the witness Smt. Luna Das on the next date positively.

Let a copy of this order be sent to the Inspector-in-Charge of Shibpur Police Station.

Fix 28.11.2025 for appearance of the accused person and evidence of P.W-1 Smt. Luna Das i.d. personal appearance of the Inspector-in-Charge of Shibpur P.S with written explanation.

Dictated & Corrected by me.

A.S.J, 1st Court, Howrah.

Additional Sessions Judge,
1st Court, Howrah.

