

Special Case No.125 of 2023
CNR No. WBHW01-004418-2023
Present : Sri Plaban Mukherjee (J.O Code : WB01427)

Order No. 12,

Dated : 07.05.2025

Today, the date is fixed for police report.

Police report has not been received by this Court.

Ld. Public Prosecutor, Howrah is present.

On perusal of the case record, it transpires that the instant case originates from Amta P.S Case No.89 of 2023 dated 16.04.2023 and this Court received the case record on 03.08.2023 from the Court of Ld. A.C.J.M, Uluberia.

It further appears that since the date of initiation of the Amta P.S Case No.89 of 2023, two years have elapsed, but till date, neither the final report has been submitted nor any intimation is received by this Court regarding the progress of investigation of this case.

Rule 7(2) of the S.C & S.T (PoA), Rules, 1995 mandates -

“The investigating officer so appointed under sub-rule (1) shall complete the investigation on top priority, submit the report to the Superintendent of Police, who in turn shall immediately forward the report to the Director General of Police or Commissioner of Police of the State Government, and the officer-in-charge of the concerned police station shall file the charge sheet in the Special Court or the Exclusive Special Court within a period of sixty days (the period is inclusive of investigation and filing of charge-sheet).”

Contd....

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[Continuing Order dated 07.05.2025]

Considering the above and in view of the proviso appended to Sub-Section (2) of Section 4 of the SC & ST (PoA), Act, 1989, the Superintendent of Police, Howrah (Rural) is directed to look into this matter and is further directed to submit a report before this Court with regard to the fact that why this Court will not act as per the provision as laid down in Section 4 of the S.C & S.T (PoA), Act, 1989.

Let a copy of this order be sent to the Superintendent of Police, Howrah (Rural) for his information and taking necessary steps.

Fix 20/06/2025 for report from the Superintendent of Police, Howrah (Rural).

Dictated & Corrected by me.

Judge, Special Court
on S.C & S.T Act, Howrah.

Judge, Special Court
on S.C & S.T Act, Howrah