

Criminal Appeal No. 06 of 2025
C.N.R. No. WBJP01-003778-2025

Order No. 04, dated – 13.01.2026,

Today is fixed for SR, AD & appearance of the respondents and hearing of application under sec.5 of the Limitation Act and also hearing for admission on the point of limitation.

Hazira has been filed on behalf of the appellant through Ld. LADC.

One communication from the S.P., Jalpaiguri has been received by this Court.

Ld. P.P. representing the State of West Bengal/ Respondent No.1 is present.

Ld. LADC appearing for the appellant has filed one petition for striking out the names of the Respondents/O.P. Nos.2, 3 and 4 being State of Jharkhand, Commissioner of Police, Siliguri Metropolitan Police and Superintendent of Police, Pakur from the Cause Title of the Criminal Appeal. Copy of the same has been served upon the Ld. P.P. for the State of West Bengal/ Respondent No.1 and the same has been duly received.

The petition is taken up for consideration.

Upon perusal of the petition and after going through the record including the impugned order dated 19.09.2024 passed by the Ld. Judicial Magistrate, 3rd Court, Jalpaiguri in Misc Petition No.99/2023 and considering the submission of the Ld. LADC appearing for the appellant and the Ld. P.P. for the State, it appears to this court that Respondent Nos.2, 3 & 4 are not the necessary party in connection to this Appeal.

In view of that, this court is inclined to allow the prayer for striking out the name of the Respondent Nos.2, 3 & 4 from the Cause title of the instant Criminal Appeal.

Accordingly, the prayer is considered and allowed.

Name of the Respondent Nos.2, 3 & 4 be struck off from the Cause title of the instant Criminal Appeal.

Ld. LADC appearing on behalf of the appellant has submitted a petition for granting leave to put in fresh requisites in respect of private respondent Nos.5, 6 & 7.

Prayer is considered and allowed.

Leave is granted.

Requisites be filed in the mean time.

Fix _____ for S.R., A.D. and appearance of the private respondent Nos.5, 6 & 7 and hearing of the application under Sec.5 of the Limitation Act and also hearing for admission on the point of limitation.

Dictated & Corrected by me

Sessions Judge, Jalpaiguri
(WB01135)

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