

Spl. Case No. 04/2017.
WBJP01-005473-2017.

Order No. 02, dt. 27.05.2021.

The record is put up today by a petition.

Two accused persons viz. Pradeep Prasad and Rabi @ Ravi Mittal surrender today. They are taken into custody and remanded to J/C. Prayer for bail has been submitted along with V. nama and copies of documents and three information slips in original have been furnished on their behalf under cover of 'firisti.'

Both the Ld. Advocate for the aced. petitioners and the Ld. P.P are found present on call.

It is reported that the record was lying misplaced and I find that the charge sheet, dt. 26.12.2020 has been submitted in this case upon completion of investigation. Considering that fact and also that immediate commencement of trial is not possible in view of the prevalent pandemic situation and the fact that there is civil dispute pending between the parties, the above-named accused persons may find bail on furnishing bond of ₹.2000/- each with one registered surety of the like amount each subject to satisfaction of Ld. C.J.M, Jalpaiguri on condition that they shall attend this court on each date fixed.

Let a copy of this order be sent to Ld. C.J.M, Jalpaiguri for information and necessary action.

To 27.07.2021 for appearance of the above-named accused persons, if on bail and further order, if any.

It is astounding to note in this context that the charge sheet has been submitted in respect of two other individuals viz. Ambar @ Amar Sharma and Banowari @ Banomali Sharma, though it is apparent from the photocopies of the death certificate submitted on their behalf that they breathed their last on 16.09.1990 and 04.04.1986 respectively. Accordingly, I shall refrain from taking cognizance of the charge sheet at this stage till this aspect is clarified by I.O of this case.

Let a copy of this order be sent to the I.O concerned along with the copies of relevant death certificates directing him to appear

before this court personally on 27.07.2021 and furnish necessary clarification in respect of the above.

Office to take note and comply.

Dic. & cor. by me.

A.S.J & Special Court
(under S.C & S.T Act),
1st Court, Jal.

Addl. Sessions Judge & Special Court
(under S.C & S.T Act),
1st Court, Jalpaiguri.
27.05.2021.
J.O Code – WB00814.