

Order No. 74 dated 20.01.25.

Total accused persons = 4.

3 accused persons namely Asraf Ali @ Firoj, Atabur Rahaman and Rejaul Ali @ Khokan Sk. are not physically produced from J./C.

A message towards non-production of the accused persons from J./C. has been received from the Superintendent, BCCH.

However, they are produced from J./C. through V./C.

Accused Morjina Khatun is on C.B.

She is present and files hazira.

Ld. Special P. P. in charge and Ld. Defence Counsels are present.

3 witnesses namely Inspector Subrata Indra, C./131 Md. Asadul Sk. and C.V.F. 134 Rubel Sarkar are present and file hazira.

Witness namely Inspector Subrata Indra is examined as PW-21.

During his examination, signature of the witness on the Seizure List dated 01.02.2022 is marked as Ext. 4/3, signature of the witness on the three copies of Arrest / Custody Memo. dated 01.02.22 as Ext. 15/1 series, that on the label of electronic weighing machine as Mat. Ext. V/3, that on the label of punching machine as Mat. Ext. VI/3, that on the label of the envelope containing 150 pieces transparent polythene packets as Mat. Ext. XVIII/1, that on the label of envelope containing white cloth as Mat. Ext. VIII/2, that on the label of the envelope containing Samsung Keypad Mobile Phone as Mat. Ext. XIX/1, that on the label of Gas Oven as Mat. Ext. II/3, that on the label of Seive as Mat. Ext. IV/3, that on the label of Aluminium Flower Pot as Mat. Ext. VII/3, that on the label of Steel Filter Spoon as Mat. Ext. XX/1 and the signature of the witness on the label of the steel bucket as Mat. Ext. III/3.

He is cross-examined in full and discharged.

A petition is filed on behalf of the accused persons praying for time to take part in recording evidence on the ground of sudden illness of one of the representing Ld. Defence Counsel. Ld. Special P. P. in charge raises objection.

Heard submissions at length from both the sides. Considered. Prayer is allowed. 2 witnesses, present today, are directed to remain present positively on the next date fixed.

The Hon'ble Supreme Court has been kind enough and passed an order dated 19.02.2024 in Special Leave Petition (Criminal) No. 47342/2023 validating therein the order of the Hon'ble High Court to conclude the trial of this case by January, 2025. That has not happened. It is seen that out of a total of 32 witnesses as per Final Report submitted, 21 witnesses have already been examined till date. And the case is almost near to complete trial within a short period.

This case is adjourned for the day.

Fix 11.02.25, 12.02.25 & 13.02.25 for further production, appearance and evidence.

Issue summons accordingly.

Additional District & Sessions Judge, 2nd Court,
Murshidabad -cum- Judge, Special Court,
Under NDPS Act, Berhampore, Murshidabad.
J. O. Code No. WB 01303.