

Present : Shri B. Bhattacharjee (JO-WB00640)
Sessions Judge, Murshidabad

(Arising out of Jalangi P.S. case No.340/2014 dated 26.09.2014)

05
13.07.2023

This day is fixed for appearance of the accused persons and confirmation of bail of one accused, namely, Mustakim Sk. and receipt of death report of another accused, Abdul Jalil Sk.

Out of four (04) Charge sheeted accused persons, two (02) accused persons on Court bail, namely, Piarul Islam and Rajjak Sk. are present by filing hazira.

Another accused, namely, Mustakim Sk. is absent and a petition has been filed on his behalf intimating this Court that this accused is languishing in custody in connection with G.R. case No.1973/2023, which is pending before the Ld. A.C.J.M., Lalbagh, Murshidabad.

Copy is served.

No death report has yet been received in respect of accused Abdul Jalil Sk.

Ld. P.P. in-charge is present.

Ld. Advocates, appearing for the respective accused persons are present.

The petition filed on behalf of accused Mustakim Sk., praying for issuance of Production Warrant is taken up for hearing.

Perused the petition. Heard both sides.

Considered.

It has been submitted by the Ld. Advocate that the accused Mustakim Sk. is languishing in Lalbagh Sub-Correctional Home, Lalbagh, Murshidabad in connection with G.R. case No.1973/2023, pending before the Court of the Ld. A.C.J.M., Lalbagh, Murshidabad and he prays for issuing of production warrant.

Having heard the submission of the respective parties, this Court is of the view that presence of accused Mustakim Sk. is necessary before this Court for further proceeding of this case.

Accordingly, the prayer, made on behalf of accused Mustakim Sk., praying for issuance of Production Warrant stands allowed for the interest of justice.

Accordingly, issue Production Warrant in respect of the accused Mustakim Sk., S/o. Rajjak Sk. of village Natial, P.S. Jalangi, Dist. Murshidabad.

The Superintendent of Lalbagh Sub-Correctional Home, Lalbagh, Murshidabad is directed to produce the accused Mustakim Sk., S/o. Rajjak Sk. of village Natial, P.S. Jalangi, Dist. Murshidabad on the next date fixed positively.

It appears that the death report of accused Abdul Jalil Sk. has not yet been received from the concerned police station inspite of due communication of the order No.3 dated 14.03.2023, vide Memo No.4129 dated 22.03.2023.

Hence, the I.C., Jalangi P.S. is directed to submit the death report of Abdul Jalil Sk., S/o.Lt. Adhar Sk. of village Natial, P.S. Jalangi, Dist. Murshidabad by the next date fixed positively i.d. Law will take its own course.

The case is adjourned this day.

Fix 27.07.2023 for appearance of two accused persons on C.B., production of accused Mustakim Sk. from Lalbagh Sub-correctional Home, receiving death report of accused Abdul Jalil Sk. from the O.C., Jalangi P.S. and further order.

Two accused persons on Court bail, are as before.

Let a copy of this order be forwarded to the Superintendent of Lalbagh Sub-Correctional Home, Lalbagh, Murshidabad for information and compliance.

Let another copy of this order be forwarded to the O.C., Jalangi P.S. for information and compliance.

Dictd. & Cortd.
by me.

S. J.

Sessions Judge, Murshidabad