

Order no 03, dt19.11.2025

Record is received by way of transfer from the Court of Ld. Additional Sessions Judge, 1st Court, Lalbagh for disposal fixing 19.11.2025 for appearance of four accused persons before this Court who are on bail.

All the four accused persons on bail are accordingly present by filing hazira.

Ld. PP in charge and Ld. Defence counsel are present.

A petition is filed on behalf of accused persons praying for calling for GR case no. 18 of 2024 from the Court of Ld. ACJM, Lalbagh, Murshidabad.

Heard both sides.

Ld. Advocate for the accused persons submits that there is a counter case in respect of the present case bearing no. GR 18 of 2024 U/s 307 IPC along with other Sections of IPC, which is pending for commitment before the Court of Ld. ACJM, 2nd Court, Lalbagh and therefore the said case record may be called for and both the cases may be tried simultaneously by this Court.

This court is tried the cases which are received by way of transfer from the regular jurisdictional Court where cognizance is taken after commitment and therefore this Court has not jurisdiction to try the case by calling the same from any court. Further the alleged counter case being GR 18 of 2024 involves offence U/s 307 IPC along with other Section of IPC as submitted by the defence counsel and therefore, without commitment to the jurisdictional regular court where cases are committed, no trial can be held by this court by way of calling the case record directly from the Court of Ld. ACJM concerned.

Accordingly, the petition filed by the accused persons praying for calling the case record of GR 18 of 2024 is rejected.

However, the accused persons are at liberty to take proper steps before the proper forum if so advised.

The case is adjourned today.

Fix 26.03.2026 for appearance and charge.

Dict. & Corrted. by me.

Addl. Sessions Judge, 2nd Court
Lalbagh, Murshidabad.

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