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13.12.2023

Record is put up today at the instance of the defence who prayed for recall the production warrant of the accused **Surman Haque @ Ali** as he has been granted bail in NDPS case No.191 of 2021 in connection with Lalgola PS case no. 682 of 2021 dated 09.09.2021.

Ld. Defence advocate also filed information slip and photocopy of Aadhar Card of the accused.

Ld. Advocate on behalf of the accused and Ld. PP-in-charge are present.

Petition is taken up for hearing and order.

Heard the Ld. Advocates.

It appears from the information slip which was issued by the Bench Clerk, ADJ, 2nd Court, Berhampore, Murshidabad that accused was in custody in NDPS case no. 191 of 2021 till 04.12.2023 in connection with Lalgola PS case no. 682 of 2021 dated 09.09.2021 and he was granted bail and submitted bail bond on 04.12.2023. It further appears from the case record that Vide Order no. 29 dated 24.08.2023 production warrant was issued in this case against accused Surman Ali as per prayer of Prosecution as the accused was in custody in connection with Lalgola PS case no. 682 of 2021 dated 09.09.2021.

So, from the above discussion it is clear that as the accused was in custody in NDPS case no. 191 of 2021 till 04.12.2023 in connection with Lalgola PS case no. 682 of 2021 dated 09.09.2021 and for that production warrant was issued against him in this case. As the accused has been granted bail in NDPS case no. 191 of 2021 till 04.12.2023 in connection with Lalgola PS case no. 682 of 2021 dated 09.09.2021 and already filed his bail bond, so, this Court has no hesitation to recall the production warrant which was issued against the accused Surman Ali in this case.

Hence, the prayer for recall the production warrant in respect of the accused in this case is hereby allowed.

Fix 06.02.2024 for appearance.

Accused is directed to remain present on the next date positively.

Let a copy of this Order be sent to Superintendent, Central Correctional Home, Berhampore, Murshidabad.

Dictd. & Cortd.
by me.

A. S. J.

Additional Sessions Judge,
Lalbagh, Murshidabad-I/C