

Sessions Case No. 192/2019 (192/19)
Ref :- Kalichak PS Case No. 80/2019 dated 02/02/2019

Order No. 10
Dated 01/08/2019

Parties are absent without taking any steps.

This day is fixed for ER of WA of accused Rahul Sk and consideration of charge.

As per resolution being No. MBA/37/19 dated 01/08/2019 conveyed vide Id. District Judge's Memo No. 8682(17)/G dated 01/08/2019, Id. Advocates of Malda Bar Association absent from today's proceeding due to sudden demise of a senior advocate Sri Gajendra Nath Saha and as such the case is adjourned for this day.

One non execution report has been received from ASI Obaidur Rahaman of Kaliachak PS stating that after several attempt was made for execution of warrant of arrest against accused Rahul Sk but the said accused was found absent in his house and has prayed for issue further date for execution.

Section 82 Cr.P.C provide that if any Court has reason to belief that any person against whom a warrant has been issued by it has absconded or is concealing himself so that such warrant cannot be executed, such Court may publish a written proclamation requiring him to appear at specified place and at a specified time not less than 30 days from the day of publishing such proclamation.

Section 83 Cr.P.C provide that The Court issuing a proclamation u/s 82 may, for reasons to be recorded in writing, at any time after the issue of the proclamation, order the attachment of any property movable or immovable, or both, belonging to the proclaim person.

So in view of the above order section 82 and 83 Cr.P.C are issued against the accused Rahul Sk S/O Paltu Sk resident of Maheshpur, Nayagram, PS Kaliachak Dist Malda.

BC to issue at once.

I/C Kaliachak PS is directed to execute the same on or before the next date positively.

A copy of this order be sent to the I/C Kaliachak PS for his information and strict compliance of the Court's order.

Fixing 16/09/2019 for awaiting report of proclamation from I/C Kaliachak PS.

Dict. & Corrt.
By me

ASJ

Addl. Sess. Judge,
4th Court, Malda.