

In the Court of Additional Sessions Judge, 4th Court, Barasat, North 24 Pgs.

S.C. No.28/2023

Present: Shri Saugata Chakraborty
JO Code- WB00767

State - vs - Dibyendu Das & five others

Order No.01, dated 31.03.2023

Accused Avijit Bose @ Badal, Md. Samim Ali, Sahil Molla @ Uttam Chatterjee @ Bunti, Satyendra Chowdhury and Kanai Kumar are produced from J.C. and remanded to J.C.

Accused Dibyendu Das @ Sonu @ Laila is also produced from J.C. and remanded to J.C.

Learned Special P.P. is present together with the learned with appearing for the accused persons.

A prayer for direction for tendering pardon to the petitioner Dibyendu Das in writing u/secs. 306/307 of the Cr.P.C. is moved. It has been stated by the petitioner that he seeks for pardon of this court u/sec. 307 of the Cr.P.C. on condition that he shall make full and true disclosure of the circumstances within his knowledge relating to the offence while giving evidence in this case and he shall unfold hatching up the conspiracy leading to commission of the offence.

I have considered the prayer of the petitioner after hearing him on dock. He has sought for pardon on the conditions mentioned by him. I have directed that pardon is tendered to him and it is accepted by him.

The petitioner has stated, "Aamake khama kora hok. Aami samasta ghatna bolbo"

Let this statement recorded by the court, be supplied to the petitioner free of cost.

The approver has accepted pardon tendered to him.

The petition u/sec. 307 of the Cr.P.C. is disposed of accordingly.

Perused the FIR, charge-sheet and other materials on record including the case diary. I find sufficient materials to proceed with the allegations u/secs. 363/364A/302/201/404/120B/34 of the IPC against accused Avijit Bose @ Badal, Md. Samim Ali, Sahil Molla @ Uttam Chatterjee @ Bunti, Satyendra Chowdhury and Kanai Kumar.

Accordingly, charge has been framed in a separate sheet of paper. The accused persons pleaded not guilty when the substance of accusations has been read over and explained to them individually, in Bengali.

Fix 27.04.2023 & 28.04.2023 for evidence of approver Dibyendu Das.

Accused be produced accordingly.

Approver Dibyendu Das do continue to be produced from Barrackpore Sub-correctional Home.

Let the petition filed by one Maya Majumder together with report of the I.O. be heard on 27.04.2023.

Dict. & corrected by me,

Additional District & Sessions
Judge, 4th Court, Barasat

ASJ, 4th Court.