

**ST 7(6)2025**

**Present. Sri. Sanjay Naskar, Ld. A.D.J, Fast Track 3<sup>rd</sup> Court at Basirhat.**  
JO Code (UID No) WB01025

**Order no. 1 dt. 26-06-2025**

The accused is present. Today is fixed for consideration of charge. Ld. PP-in-Charge is present.

Heard both sides.

Perused the case records, charge sheet and the documents filed.

Considered.

On perusal of the case records, charge sheet and the documents filed, it appears that the charge sheet came to be lodged against the accused person for the offence punishable u/s 420/467/468/471 IPC read with sec. 14A(b) of Foreigners Act and 12 PP Act. It is alleged that on 18.12.2023, around 13:10 hrs, the BSF personnel detained the accused at 13/4R-10 BOP, Bithari while the accused was allegedly ex-filtering from India to Bangladesh without any valid document. During the course of argument, the IO sent the alleged BD passport of the accused to Dy. SP DIB Basirhat for verification through Bangladesh High Commission but he did not receive any report in this behalf. During the course of investigation, the IO sent the death certificate of the father of the accused to Birth & Death Registrar, Kalyani, Nadia for verification but he did not receive any report in this behalf. The IO also sent title deed of the father of the accused to ADSR Kalyani, Nadia for verification but he did not receive any report in this behalf. The IO also sent EPIC card of the accused being no. UHG2615078 to ERO 92 Kalyani(SC), AC, SDO, Kalyani, Nadia for verification but he did not receive any report in this behalf. Without any reports of the above mentioned documents how the IO was satisfied that the accused committed the alleged offence u/s 420/467/468/471 of IPC, is not clear from the materials on record. There is no sufficient ground presuming the accused has committed the offence u/s 420/467/468/471 of IPC and so, he is discharged from these sections of law.

It is pertinent to mention that there are sufficient materials for presuming, the accused person has committed the offence punishable u/s 14A(b) of Foreigners Act and 12 PP Act. The substance of accusation of the offence punishable u/s 14A(b) of Foreigners Act and 12 PP Act is read over and explained to the accused person to which he pleads not guilty but claims to be tried. The charge so framed is also written in separate form and kept with the record. Thus the charge has been framed against the accused person.

To 01/09/2025 for evidence of CSW-1&2.

02/09/2025 for evidence of CSW-3&4.

03/09/2025 for evidence of CSW-5&6.

Issue summon accordingly.

Additional Sessions Judge,  
Fast Track 3<sup>rd</sup> Court, Basirhat,  
North 24 Parganas

West Bengal Form No.3959  
High Court Criminal Form No.(p)39

**ST 7(6)2025**

CHARGES WITH TWO HEADS  
[No. XXVIII (II), SCHEDULE V, ACT, 1808]  
[Sections 221,222, 223, Code of Criminal Procedure]

Name and office of I, Sanjay Naskar, Additional Sessions Judge, Fast Track 3<sup>rd</sup> Court at Basirhat, North 24 Parganas.

hereby charge you namely  
as follows :

Accused named  
Bikash Das.

**Firstly- That you, on 18.12.2023, around 13:10 hrs, at BP 13/4R-10, BOP Bithari,** entered into India without any valid passport or travel documents and that you thereby committed an offence punishable u/s **14A(b) of the Foreigners Act** and within the cognizance of this court.

**Secondly** –that you, on the same date, time and place you failed to produce for inspection your passport or travel document to enter into India and that you thereby committed an offence punishable u/s **12 of the PP Act** and within the cognizance of this court.

That the content of the said charges is read over and explained to them to which they plead not guilty but claim to be tried.

And, hereby direct that you be tried by the said Court on the said charges..

Dated this 26<sup>th</sup> day of June, 2025

Additional Sessions Judge,  
Fast Track 3 Court, Basirhat,  
North 24 Parganas