

**In the Court of the Additional District & Sessions Judge,
Fast Track Court – I,
Basirhat, Dist.- North 24 Parganas**

Present

Shri Pradip Kumar Adhikary, WBJS,
J O Code (UID No.) - WB916,
Additional District & Sessions Judge,
Fast Track Court – I,
Basirhat, Dist.- North 24 Parganas.

**CNR No.- WBNP 1000 1689 2019
Sessions Case No.- 337 of 2019
(Registration Number)
ST No.- 61 of 2019**

arising out of Basirhat PS Case No.- 1462 of 2016 dated 06/12/2016

**Charge framed under sections 363/366/368/370/370A/342/343/344/346/419/120B of the
Indian Penal Code, 1860
and
sections 3/4/5/6/7/9 of the Immoral Traffic (Prevention) Act, 1956**

State

v.

**Hasirun Laskar @ Jhuma Laskar, Rafikul Laskar, Gouri Tamang, Mrinal Kanti Sarkar
@ Gopal, Puja Lal Sharma @ Asma and Sagar @ Israfil Laskar**

Order No.- 37
27/01/2027

Today is fixed for submission of report by the Investigating Officer.

Out of seven (07) accused the case against the accused Priti Tamang @ Pawar Madam was filed for ever on 01/02/2022.

The case is now proceeding against **six (06) accused.**

Out of six (06) accused three (03) accused **Hasirun Laskar @ Jhuma Laskar, Mrinal Kanti Sarkar @ Gopal and Puja Lal Sharma @ Asma are on Court bail.** All these three (03) accused who are on Court bail are present by filing separate hazira.

The remaining three (03) accused **Rafikul Laskar, Gouri Tamang and Sagar @ Israfil Laskar are produced from judicial custody** and they are remanded to judicial custody till next date.

The accused Sagar @ Israfil Laskar has filed an application praying for releasing **him** on bail on the ground that he has been falsely implicated in this case, the co-accused are onbail and he has hearth home and root in the society and as such he will not abscond or evade trial.

The Ld. Special Public Prosecutor has filed hazira but on repeated call he is found absent.

The Ld. Advocate on behalf of the accused filing bail application has submitted that the copy of the bail application could not be served to the PP-in-Charge as he is not available in the Court premises.

Another Ld. Advocate who filed an informative application on 21/01/2023 by way of put up has also submitted that due to absence of the Ld. Spl. PP he also could not serve the copy

of the said application. The Ld. Advocate has also made his endorsement to that effect on the copy of the bail application.

It is very surprising as well as painful that the Ld. Spl. PP although he is absent has filed hazira.

However leaving the matter with the wisdom of the Ld. Spl. PP, the case is adjourned for the ends of justice.

The Ld. Advocates who filed bail application today as well another informative application on 21/01/2023 are requested to serve the copy of the respective applications to the Ld. Spl. PP when is found available.

On 06/12/2022 both the parties were directed to get ready for hearing of the application for cancellation of interim bail granted to the accused Puja Lal Sharma @ Asma on 12/12/2019 filed by the de-facto complainant Badsha Sardar on 07/02/2020.

Today neither the de-facto complainant nor his Ld. Advocate is found present nor any steps is taken.

On 06/12/2022 in compliance with the mandates of ***Freedom Firm v. Commissioner of Police.,2015 SCC OnLine Bom 4265 decided on 30-10- 2015*** the Investigating Officer was directed to submit a report

1. of antecedents of the accused Puja Lal Sharma @ Asma and his involvement, if any, in similar offences;
2. about verification of the address of the said accused, whether it is authentic or not, whether the place of residence given in a rented accommodation, then the details of the movable and immovable property, her permanent address etc.;
3. whether the brothel has been sealed or not;
4. whether the accused is likely to have contact with the victim and intimidate or threaten her; and
5. whether the accused is likely to repeat the offence.

Today the Investigating Officer neither submitted any report nor filed any kind of application either explaining non-compliance of order of the Court or praying for time for report.

The Investigating Officer is directed to appear in person and to file written explanation to that effect.

The Investigating Officer is further directed to comply the order of the Court by the next date positively.

To date i.e. 30/01/2023 for appearance of the Investigating Officer in person with written explanation and submission of report as sought for and hearing of bail application and informative application filed by the accused Sagar @ Israfil Laskar and Bahadur Sharma @ Asma respectively.

Let a copy of this order be sent the Investigating Officer through the Officer-in-Charge, Basirhat PS for compliance.

The Bench Clerk is directed to do the needful at once.

Typed by me

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