

SC 571 of 2025

Present– Shri Sanjay Naskar Ld. ADJ, FTC-3, Basirhat.

J.O Code (UID No) WB01025

Order no. 8

Dated. 21.11.2025

All the three accused persons namely, Al-Amin, Masura Begum and Jahangir Alam are produced from J.C. through V.C. and identified by the staff of the concerned correctional home and taken into custody and remanded to J.C.

The Ld. Advocate for the accused Al-Amin has filed a petition praying for pleading guilty.

Ld. PP in Charge files hazira.

Heard both sides.

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

It is alleged that on 30.06.2025, at about 4:35 hrs at ACP no.2 in AOR of BOP Jhinga, Kalitala G.P under Hemnagar Coastal P.S., Dist. North 24 parganas BSF party apprehended the accused Al-Amin who crossed the IB from B.D. side to India and on being asked, he failed to produce any valid document or travel document to enter into India from B.D.

On perusal of the case records, charge sheet and the documents filed, this Court feels, there are sufficient materials for presuming, the accused Al-Amin has committed the offence punishable under section 14A(b) of F. Act and 12 of PP Act. The substance of accusation of the offence punishable under section 14A(b) of F. Act and 12 of PP Act. is read over and explained to the accused Al-Amin to which he pleads guilty by saying “ami doshi”. The plea of guilty appears to be voluntarily made and the same is thus accepted. Accordingly, the accused named Al-Amin is convicted u/s 229 of Cr.P.C.

The accused person Al-Amin stated that he is very poor person and he was brought in this country by some unscrupulous persons on the pretext of giving him job; however he prays mercy. In this facts and situation of the case, this Court finds it appropriate to pass the minimum sentence and impose minimum fine prescribed in sec. 14A(b) of Foreigners Act and 12 of PP Act against the accused. Accordingly, the accused named Al-Amin is convicted u/s 229 of Cr.P.C for committing the offence u/s 14A(b) of Foreigners Act and 12 of PP Act on his guilty plea and sentenced to suffer rigorous imprisonment for a term of 02(two) years only and to pay fine of Rs. 10,000/-(ten thousand) only failing which he is to suffer S.I. for 01(one) month only for committing the offence u/s 14A(b) of Foreigners Act.

He is also sentenced to pay fine of Rs. 1000/-(one thousand) only for committing the offence u/s 12 of P.P. Act failing which he is to suffer S.I. for 05(five) days only.

The period of detention already undergone by the accused is to be set off against the sentence of imprisonment in view of sec. 428 of Cr.P.C.

Since the convict, Al-Amin is a foreign national he will be deported back to his home country in accordance with procedure laid down in law on completion of the sentence.

To 28.11.2025 for production and consideration of charge.

Dictated & Corrected by me.

Addl. Session Judge,
Fast Track 3rd Court, Basirhat.

Sanjay Naskar.
J.O.Code WB01025
Addl. Session Judge,
Fast Track 3rd Court, Basirhat.

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

SC 571 of 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 3rd Court at Basirhat, North 24 Parganas.

hereby charge you namely
as follows :

Accused named
Al-Amin

Firstly- That you, on 30.06.2025, at about 4:35 hrs at ACP no.2 in AOR of BOP Jhinga, Kalitala G.P under Hemnagar Coastal P.S., Dist. North 24 parganas, crossed IB from Bangladesh to 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 fail to produce for inspection your passport or travel document to cross the IB from Bangladesh to 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 him to which he pleads guilty by saying “ami doshi”.

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

Dated this 21st day of November, 2025

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