

**17.11.18**

Today has been fixed for appearance of the accused person on court bail namely Md. Amir Hossain Gazi and production of the accused persons who are in J/C namely Bablu Gazi and Kayad Banu Bibi.

The aforesaid accused person on court bail is present by filing hazira along with his Ld. advocate. The aforesaid accused persons on J/C are produced in court. Their Ld. advocate is also found present.

A guilty plead petition has been filed on behalf of the accused persons who are produced from J/C namely Bablu Gazi and Kayad Banu Bib.

The case is taken up for framing of charge.

Heard Ld. APP and Ld. Advocate for the accused persons.

Perused the charge sheet and materials on record.

Sufficient materials exists under section 14 Foreigners Act against the accused persons namely Bablu Gazi and Kayad Banu Bib and under section 13 Foreigners Act against the accused person namely Md. Amir Hossain Gazi.

Accordingly contents of the charge against the accused persons is framed, read over and explained to the accused persons to which accused persons namely Bablu Gazi and Kayad Banu Bib each of them pleaded guilty by saying, 'AMI DOSHI'. Accused person namely Md. Amir Hossain Gazi pleaded not guilty and claimed to be tried.

Charge thus framed is duly filled up in the prescribed form and the same be kept with the record.

The plea of guilt of the said accused persons namely Bablu Gazi and Kayad Banu Bib appeared to be voluntary in nature and the same is accepted.

The said accused persons namely Bablu Gazi and Kayad Banu Bibi are found guilty for committing the offence u/s 14 Foreigners Act and accordingly they are convicted under section 241 CrPC. Regarding sentence the convict said that they are very poor and pray for mercy.

Heard Ld. Advocate for the convicts and the Ld. APP. Considering the nature and gravity of offence I am only inclined to impose sentence in terms of imprisonment along with fine. Accordingly the convicts are sentenced to suffer S.I., for 70 (seventy) days and fine of Rs.1000/- (rupees one thousand) in default to suffer further S.I for 10 (ten) days. The convicts were arrested on 21.09.18 and they are in custody since the said date. The period of detention already under gone is to be set off against the sentence.

The Controller of concerned Correctional Homes are directed to repatriate the above named convicts according to the law after completion of sentence.

Let a copy of this order be sent to the Controller of concerned Correctional Homes along with Jail Warrant.

To 05.02.19 for appearance of accused person namely Shid Pada Mondal and evidence of CSW 1 and 2.

B.C II is directed to comply.

A.C.J.M. Basirhat.

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