

GR Case No- 439 of 2010
CIS No. 1155 of 2014

Order Dated: 19.09.2025

Today is fixed for E/R W/P/A.

Accused Hemantahela is absent by petition.

No E/R W/P/A is received in respect of accused Uttam Mahato, Bikash Mondal and Suresh Mahato.

The speedy trial is the mandate of Constitution. Justice delayed is justice defeated. Now, it is pertinent to refer the provisions of section 82 of CRPC 1973 as under:

Proclamation for person absconding (Section 82(1)) - If the court has reason to believe that a person has absconded to avoid the execution of his arrest warrant, the court may publish a written proclamation requiring such person to appear before it at the specified place and time. The date and time of appearance must not be less than thirty days from the date of proclamation.

This court issued notice of proclamation on 14.07.2025. This court has sufficient reason to believe that the accused Uttam Mahato, Bikash Mondal and Suresh Mahato, have absconded to avoid the execution of warrant of arrest to delay the trial. The accused are intentionally trying to procrastinate the trial to frustrate the criminal justice system. In this case notice of proclamation have been duly published in terms of Section- 82(2) of Cr.P.C.

This court is of the view that this case has been pending for trial and disposal for long time and thus this court is of the view that this is fit case for passing order declaring the absconding accused persons Uttam Mahato, Bikash Mondal and Suresh Mahato as proclaimed person U/s- 82(4) of Cr.P.C.

Hence, the case is filed for present against proclaimed persons namely, accd Uttam Mahato, Bikash Mondal and Suresh Mahato.

Note in the C.S. as well as relevant register.

To 27.10.2025 for charge.

D/C by me

Judicial Magistrate 1st Court
Raghunathpur, Purulia