

**GR Case No- 435 of 2013**  
**CIS No. 172 of 2016**

**Order Dated: 16.02.2026**

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

No E/R W/P/A is received in respect of accused SK Rahul.

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 18.09.2025. This court has sufficient reason to believe that the accused SK Rahul. have absconded to avoid the execution of warrant of arrest to delay the trial. The accused is intentionally trying to procrastinate the trial to frustrate the criminal justice system. In this case notice of proclamation has 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 person/persons accused SK Rahul as proclaimed person U/s- 82(4) of Cr.P.C.

Hence, the case is filed for present against proclaimed persons namely, accd SK Rahul.

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

D/C by me

JM1

Judicial Magistrate 1<sup>st</sup> Court  
Raghunathpur, Purulia

**Later:**

accused person Sdk Ajib in the charge sheet on bail are present.

Ld. A.P.P. and the ld lawyer representing the accused persons are also present. As stipulated by the previous order today is fixed for consideration of charge. Hence the case is taken for consideration of charge.

Heard ld. Advocates for both sides. Perused the case record.

It is axiomatic from the case record that the charge sheet has been submitted against the accused persons for allegedly committing offences punishable under section 379/411 of the Indian Penal Code. Upon perusal of the F.I.R and other materials kept in the record as well as in th C.D, there are sufficient reasons for believing prima facie that the accused persons have committed the offences punishable under Section 379/411 of the Indian Penal Code. Hence I have no dichotomy that from the materials available on record there exist sufficient materials to frame charge against the accused persons under Section 379/411 of the Indian Penal Code.

Accordingly, the charges under section 379/411 of the Indian Penal Code. are framed against all the accused persons.

The substances and particulars of the charge so framed is read over and explained to the accused persons to which the accused persons pleaded not guilty of committing those offences by saying "ami nirdosh" and claimed to be tried.

Formal charge is accordingly prepared and kept in the record.

BC-II is directed to issue summon upon CSW 1, 2, 3, 4, 5 and 6.

Fix 10.03.2026 for evidence of CSW 1, 2, 3, 4, 5 and 6.

D.A. to take note.

Issue summons accordingly. Accused persons as before.

D/C by me

JM1

Raghunathpur, Purulia

Judicial Magistrate 1st Court  
Raghunathpur, Purulia  
WB01449