

CNR No: WBSP010120262023
Present: Sarajit Mazumdar [J.O Code: WB00646]
ST - 02(02)2024
SC Case No: 34 (08) of 2023

Order No.17, dated: 04-11-2024.

Today is fixed for further evidence.

All accused persons namely **A1) Mainuddin Molla @ Madhu @ Mahiruddin Molla @ Bhadu, A2) Sukur Sk @ Sukur Ali Sk, A3) Ajaruddin Sk, A4) Ayamad Ali Sanpui, A5) Bapi Molla, A6) Pintu Molla, and A7) Aizul Jamadar@ Molla** are produced from J/C. They are taken into custody and remanded to J.C till 06-11-2024.

On behalf of the accused **Aizul Molla @ Aizul Jamadar@ Molla** one application is filed for releasing him along with copy of order dated 22.10.2024 of the **Hon'ble Supreme Court of India** passed in Petition(s) for Special Leave to Appeal (Crl.) No (s).1184/2024 (Arising out of impugned final Judgment and order dated 29-12-2023 in CRM (DB) No.4837/2023 passed by the High Court At Calcutta) wherein the Hon'ble Court has been pleased to direct that the applicant be released on bail, on such terms and conditions as may be imposed by this court, in connection with Bishnupur P.S Case No. 386 of 2023, with further direction that this court is to expedite the trial and made an endeavour to conclude it within six months. Hon'ble Apex court has further been pleased to direct the State of West Bengal as well as this applicant to extend all cooperation to conclude the trial. Not only that the Hon'ble Supreme Court of India has further been pleased to direct that in the event this court or the State finds that the applicant is delaying the conclusion of trial, this court or the State of West Bengal may approach before the Hon'ble Apex Court for recall of this order.

On call learned lawyers for the respective accused persons, de facto complainant as well as the Ld. Special Public Prosecutor are found present.

Heard the learned advocate for the applicant and the Special P.P.

Considered.

Accused **Aizul Molla @ Aizul Jamadar @ Molla** may find bond of Rs.20,000/- with two sureties of Rs.10,000/- each subject to satisfaction of learned CJM, Alipore with undertaking condition that he shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the court i.d. to J.C till date.

No S/R is received.

Learned Special P.P files hazira of CSW-17, Sanowar Molla. Witness Sanowar Molla is examined as PW-4.

Heard. Considered. Cross examination of PW-4 is deferred u/s 231 of Cr.P.C on the basis of the prayer of the learned advocate for the defence. Contd.....

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The Superintendent of Police, Diamond Harbour Police District is directed to take appropriate steps so that witnesses may be examined on the date fixed without fail. He is further directed to look into the matter so that seized alamat if any may be produced before court.

The **I.O** of this case is directed to be present on each and every date of hearing without fail.

Issue summons upon the CSW-18, Bapi Gharami.

Received report from the Bishnupur P.S where from it is explicit that witness Bapi Gharami is not available and he has gone to Jamad on 30.09.2024 and will return after two months and witness namely Sanowar Molla is admitted in Jiban Suraksha Nursing Home on 01.10.2024 with history of physical ailments.

Accordingly fix 06.11.2024 for appearance of C/B accused person namely **Aizul Molla @ Aizul Jamadar @ Molla**, production of custody accused persons, and further evidence.

Let a copy of this order be sent to the **learned CJM, Alipore, Superintendent of Police, Diamond Harbour Police District and I.C, Bishnupur P.S** for their information and taking necessary action.

Typed to the dictation directly;
corrected on the system.

Sd/-Sarajit Mazumder
Additional District and Sessions Judge,
01st Court, Alipore, South 24 parganas.

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