

S.T.05(01)2017 CIS 50 of 2017
CNR No.WBSP04-000262-2017
J.O Code :- WB01088

Order no.58 dated 11-03-2026

Today is fixed for examination of the accused persons u/sec 313 Cr.P.C.

The five accused persons on C.B. are present by filing hazira.

Ld. P.P in-charge is present.

Ld. Defence Counsel is present.

Finding no incriminating materials against the accused persons, the examination of the accused persons u/sec 313 Cr.P.C. is dispensed with.

The accused persons denied to adduce any D.W or any written statement u/sec 313 (5) of Cr.P.C. and accordingly the record is fixed for hearing argument.

Heard the Ld. Advocates.

The record is taken up for preparing judgment.

Judgment is ready it contains 4 pages, sealed, signed and delivered in open court.

The operative portion of the judgment reads as follows:

Hence, it is,

ORDERED

that the five accused persons namely, **Arabinda Halder, Anowar Molla, Jalal Mallick, Madhab Mondal and Mojaffar Mondal** are hereby found “**not guilty**” of the offence under Sections 399/402 IPC and Section 25 Arms ACt and accordingly they are **acquitted** from this case under **Section 232 of Cr.P.C.**

The bail bonds furnished by the accused persons are hereby considered as bail bonds u/sec 437 A of Code of Criminal Procedure, 1973 and the same shall remain in force for a period of six months from the date of this order. **Surety concerned stands** discharged from the liability of the bail bonds at the end of the aforesaid period.

Seized alat, if any, be disposed of in accordance with law after the period of appeal is over, keeping in mind that the trial is split in respect of the present accused.

Instant case is thus disposed of in respect of the present accused.

B.C-I is directed to note this disposal both the Trial Register as well as the CIS. B.C-I is further directed to upload the instant judgment in the CIS for knowledge of the General Public.

Record be sent to DRR after expiry of the prescribe period.

In accordance with the mandate as spelt out by the Hon’ble High Court of Calcutta in 2022 LiveLaw (Cal) 101 [Sabitri Bhuniya v The State of West Bengal and Others] let a copy of the judgment be forwarded to the District Magistrate, District South 24 Parganas and the Ld Secretary, DLSA, South 24 parganas for due intimation to the victim.

The alleged victim be also hereby informed that he has the right to prefer an appeal against this judgment of acquittal and if necessary he can avail free legal assistance through the DLSA, South 24 parganas to prefer and prosecute the appeal.

Note:- Details of the defacto complainant of this case is as follows:-

Name of the Defacto Complainant : S.I. U.K. Saha, the then O.C. Bishnupur P.S.

D/C by me.

Addl. Dist & Sessions Judge,
F.T.C.-VIII, Alipore.

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