

Sessions Trial No. 01 (12)2023
Sessions Case No. 11 (07) of 2023
Ultadanga PS case No. 55 dated 14.04.2023
(CIS-118/2023)

Order no. 4 dated 03.02.2024.

The accused Amit Chatterjee is produced from JC.

Case record is taken up for hearing of the petition filed by the owner of the premises namely Lina Basu, (where the accused used to reside and which was kept under lock and key by the IO) who made a prayer to open the padlock of the room in question.

Seen the report of the IO dated 24.01.2024 by which the IO raised no objection from his point to return the said padlock and key to the present petitioner Lina Basu.

The IO is present before this court and he submits that one of the rooms of the said rented accommodation was the PO and it was also submitted by the IO that the articles kept inside the said premises, which is now under lock and key, are not the alams of this case and that he had done everything for investigation regarding the said PO and as such, if the said PO be used by any other person, the same will not affect the trial of the instant case.

Ld. PP in charge supports the view of the IO.

The defacto complainant being the elder brother of the deceased victim also turned up in person and his Ld. Advocate raised objection on the ground that if the said room be opened at this time, there is every possibility of loss of the personal articles of his deceased sister.

The accused filed a petition today under section 451 Cr.P.C to get back some articles belongs to him from the said rented premises.

IO is directed to furnish a report on this petition.

Let a copy of this petition U/s 451 Cr.PC along with the copy of this order sheet be sent to the IO.

The report must reach to this court by **26.02.2024**

The petition filed by Smt. Lina Basu is not disposed of today as the same is interlinked with the petition filed by the accused under section 451 Cr.P.C and it will be heard on **26.02.2024** in presence of the said applicant Lina Basu, the defacto complainant and the accused and the Ld. Advocates and the Ld. PP in charge.

CD be returned with direction to place the same on the next date.

D/C by me

ASJ, 1st Court, Sealdah

(Anirban Das)/WB0691
Addl. Sessions Judge, 1st Court,
Sealdah, 24-Pgs.(S).