

S. T. 03(11)2024.  
S. C. 75/2024.

Order No.01.  
Dated 19.11.2024.

All the 04 accused persons viz. 1) Sonia Fakir, 2) Buddhadeb Gan, 3) Mahadeb Das @ Moka and 4) Gopal Saha @ Lambu are produced from J.C.

Bail petition is moved on behalf of the accused Gopal Saha @ Lambu and Mahadeb Das @ Moka on the ground that the accused has been falsely implicated in this case, despite being innocent. Ld. Advocate of the accused have further submitted that no bail application is pending u/sec.439 of Cr.P.C before Hon'ble High Court, Calcutta.

Ld. Special PP in-charge raises objection.

Regard had to the serious nature of allegation and trial will commenced shortly, so prayer for bail stands rejected.

Thereafter, case record is taken up for framing of charge.

Ld. Special PP in-charge Sri Shyamal Kumar Chanda is present with the C.D.

Ld. Advocate for the accused persons is also present.

Perused. Heard both sides.

The case record is taken up for consideration of charge on the prayer of both parties.

Ld. PP in-charge opens the case.

Heard the Ld. PP in-charge who submits that there is sufficient materials to constitute charge against the accused persons U/Sec.370/107/120B of the Indian Penal Code read with Sec.14C of Foreigners Act.

Having heard the contentions of both the sides and the materials on record as well as case diary, I am the view that there is sufficient incriminating materials against the accused persons for committing an offence u/sec.370/107/120B of the Indian Penal Code read with Sec.14C of Foreigners Act the accused persons can be tried.

Accordingly, charge is framed against all the accused persons u/sec.370/107/120B of the Indian Penal Code read with Sec.14C of Foreigners Act in separate sheets which are kept with the record. The contents of the charge is read over and explained to the accused persons in Bengali to which the accused persons pleaded not guilty by saying "Ami Nordosh" and claimed to be tried.

Fixing 19.12.24 and 21.12.24 for evidence.

The Investigating Officer is directed to take necessary steps for producing the witnesses on the date fixed.

Let a copy of this order be sent to the I.O of this case, S.I. Puspen Mondal (Sealdah GRPS Case no.75/24, dated 09.05.2024) for information and necessary action.

Prosecution to take steps.

Issue summons accordingly.

To date for appearance and evidence.

D/C by me,

ASJ, FTC-II, Sealdah.

ASJ, FTC-II, Sealdah.