

**S.T. No. 3(3)2019**  
**(CIS No.255/18)**  
**(CNR No. WBSP070042672018)**  
**(J.O. No.WB00702)**

Order No. 28 Dt:02.04.2022

This day is fixed for appearance, production of the sole accused namely Bapi Mondal. The sole accused Bapi Mondal is produced from J/C. Ld. P.P. in-charge and Ld. Defence Advocate both are present. The PW-4 namely Gopal Saha is als present.

Perused the record. Heard Ld. Advocates of both sides. On perusal, it reveals from the record (vide order No.26 dt.23.12.2021) that a petition has been filed by the Ld. P.P. in-charge wherein, he prayed for marking the gold neck chain as material exhibit in this case but the said gold chain could not be marked as material exhibit on the said date. On the contrary, , a direction was given to the I.O. of this case namely, K.N. Singh to remain present positively on the next date fixed i.e. on 06.01.2022. At the time of hearing, on 06.01.2022, the instant case record could not be taken up due to the outbreak of 3<sup>rd</sup> wave of Covid 19 and this day the instant case record, has been fixed for evidence (examination in chief), production of the accused and for appearance of the I.O. concerned.

In view of the direction passed by this court as mentioned above, it is very unfortunate to note that the I.O. did not render his appearance before this court. Neither any petition nor any scrao of paper has been submitted before this court for his non-appearance, although Ld. P.P. In-charge submits that the I.O. is present before the Hon'ble High Court on this day and accordingly, prays for time in this regard.

It is worthy to be mentioned here that the gold neck chain is a valuable article/item and it is unsafe to keep the same in the custody of the court as there is no secured vault/locker with the court to keep the same.

In the above circumstances, IO is again directed to remain present positively on the next date fixed along with the photographer and registered goldsmit.

PW-4 Gopal Saha be released today and he will appear on the next date only after receiving the summons.

To 19.05.2022 for further evidence (examination in chief) of PW-4 and production of sole accused. The I.O. must be remain present positively on the next date fixed with the photographer and with a registered goldsmith

Let a copy of this order be sent to I.O. namely K.N.Singh through O/C of Beliaghata PS for information and necessary action.

Dicttd & Corttd by me:

(Bibhas Chatterjee)  
Addl. District and Sessions Judge,  
2<sup>nd</sup> Court, Sealdah, South 24 Parganas

A.S.J, 2<sup>nd</sup> Court, Sealdah

