

ST 06 (06) 2023

Usthi PS 42/23

Order no. 13 dt 29.04.2024

Today is fixed for evidence.

Sole accused Dipak Ray is produced from J.C.

Ld. PP in charge is present.

Witness hazira is filed for CSW Durga Debi Prasad who is examined as PW 10 and discharged after cross examination.

The signature of PW 10 in the seizure list dated 24.01.23 is marked as exhibit 8/2.

No other witness is present nor any SR is received against RO.

Neither IO of this case SI Abul Marjan nor any holding IO of this case is present in court now.

IO of this case was directed by this court to appear on each and every date of hearing of this case in compliance with direction issued by the Hon'ble Supreme Court in judgment dated 28.11.2001 in Shailendra Kumar Vs State of Bihar. Copy of said order (order no. 2 dated 17.07.2023) was sent to SP Diamond Harbour PD and also to OC of PS Usthi for compliance vide memo no. 375 and 374 dt 17.07.2023.

In spite of such direction neither the then IO of the case nor the holding IO is found present in court today.

The IO of this case and OC of PS Usthi both violated order of this court passed on 17.07.23 and above all they did not care to comply with the direction passed by Hon'ble Supreme Court in Shailendra Kumar Vs State of Bihar which tantamounts to contempt of court.

Hence, IO of this case as well as OC of PS Usthi both are directed to show cause as to why the whole matter shall not be referred to the Hon'ble High court for taking necessary action against them for violating direction of the Hon'ble Supreme Court.

Inform SP Diamond Harbour Police District.

Issue summon to CSW 7, 11, 12, 13.

To 14.06.2024 for evidence and compliance.

To 15.06.2024 for evidence.

Sd/-

Memo no. dt

Copy forwarded to SP Diamond Harbour PD
for necessary action

Sd/-

Memo no. dt

Copy forwarded to SP Sundarban PD
District for necessary action

Sd/-

Memo no. dt 12.12.23

Copy forwarded to OC of PS Kulpi
District for necessary action