

**Sessions Case No.25 of 1999 (CIS 244 of 1992)**  
**JO CODE No.WB01460**  
**CNR No.WBUD01-000008-1999**

**Order No.70**  
**11.03.2025**

Today is fixed for for CD, appearance, preparation of reconstruction of the case record and further order..

Sole accused Asraful Ali on court bail is absent without step.

None appears on behalf of the prosecution.

Perused the case record.

It is on the record that Judge-in-Charge , District Record Room (DRR), Uttar Dinajpur was informed to furnish the document and reports as mentioned at aforesaid serial nos.(ii) to (iv). Again from the order dated 11.11.2011 it appears that Judge-in-Charge, District Record Room sent xerox copies of his previous two forwarding letters and two reports of District Record Keeper and xerox copy of Destruction Register. In addition to that from the order dated 15.01.2018 it appears that in view of the order of the Hon'ble Court to make any enquiry regarding feasibility/mode of reconstruction of a record Ld. Public Prosecution, Uttar Dinajpur was requested to report to this court about the feasibility of tracing out the CD or any copy thereof from his office or from the office of the SP, Uttar Dinajpur or Raiganj PS fixing 22.03.2018. It is also in the said order that the Ld. Advocate for the accused was also informed to furnish whatever documents were with him while Ld Advocate appearing in this case submits that he had taken endeavour to find out relevant papers in connection with a case as he was the then Defence Lawyer but he could not find even a single document and he leaves the matter to the domain of the court. It is implicit in the order dated 18.06.2019 that Ld. PP, Uttar Dinajpur also could not furnish the required CD or copy thereof even after taking all sorts of searching. Accordingly vide order 18.06.2019 after hearing both sides for the purpose of reconstruction of destroyed case record, IC, Raiganj PS was directed to supply copy of the CD as aforesaid while on 05.11.2019 the then IC, Raiganj PS supplied duplicate CD for which he was directed to supply original CD including FIR and all other relevant documents together with the CS fixing 10.12.2019 and since then till date neither the original CD is produced nor any information and /or intimation is received from the IC, Raiganj PS.

In view of such facts and circumstances, vide order dated 27.08.2024 IC, Raiganj PS was directed to be present in person with original CD and all other relevant papers including CS for further proceeding in the case, ID necessary order shall be passed when till date neither he appeared in person with report nor any report on the aforesaid is received while on 08.11.2024 ASI Maniruzzaman of Raiganj PS placed the information that copy of said CD was not available. In this regard from the order dated 19.12.2024 it further appears that vide order dated 19.12.2024, IC, Raiganj PS was directed and SP, Raiganj PD along with Ld. District PP were also informed to take necessary initiatives on

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the aforesaid and to submit report therewith for further proceeding in the case but till now neither any information nor any report is received from any ends.

In view of the aforesaid facts and circumstances this court is of the considered view that IC, Raiganj PS may be further directed to be present in person with original CD including all the connected relevant papers together with the copy of CS submitted in this case or otherwise copies thereof with a complete report regarding whereabouts thereof. In this regard, this court is also of the view to seek report from the end of SP, Raiganj PD and Ld. District PP regarding further proceeding of the case.

In the circumstances, IC, Raiganj PS is further directed to be present in person with original CD including all the connected relevant papers together with the copy of CS submitted in this case or otherwise copies thereof with a complete report regarding whereabouts thereof, id, necessary order shall be passed.

Accordingly, SP, Raiganj PD along Ld. District PP are also further informed to take necessary initiatives on the aforesaid and to submit report therewith for further proceeding in the case.

Fix **24.04.2025** for CD, appearance, preparation of reconstruction of the case record and further order.

Let a copy of this order be forwarded to Ld. District PP and SP, Raiganj PD for information and necessary action.

Let another copy of this order be sent to IC, Raiganj PS for information and strict compliance.

Judge  
U/D.

ASJ, 1<sup>st</sup> Court, Raiganj,  
Raiganj, U/Dinajpur