

Sessions Case No.136/2013

67/25-06-2018: Today is fixed for production and appearance .

Out of 5 accused persons, accused Biplab Chhetri Kaushik Paul, Ismail Sk. and Gour Barman are produced from J/C and remanded to J/C till the date fixed. Another accused Pintu Dey @ Don on C.B. is present by petition.

Ld. Special P.P. is present. Ld. Lawyers for the accused persons are also present.

Ld. Special P.P. submits that that a fresh schedule be made for evidence.

Heard both sides. Considered. Prayer of the Ld. Special P.P. is allowed.

To 02-08-2018 for evidence of
To 03-08-2018 for evidence of

Issue summons upon the witnesses accordingly.

Prosecution is directed to take steps upon the witnesses to ensure their attendance on the dates fixed.

Later/25-06-2018:

One petition is filed on behalf of the accused Kaushik Paul praying for bail on the ground stated therein.

The bail petition is taken up for hearing in presence of both sides.

Heard the Ld. Lawyer for the accused and he submitted that the above accused is in J/C since long and prays for bail on any condition as he is the only earning member and his father has already died.

In reply Ld. Special P.P. opposed the prayer for bail stating that the victim of this case has been brutally murdered and there are sufficient materials against the accused person and also submitted that the Hon'ble High Court did not grant bail to the accused person.

Perused the materials on record .

It transpires from the record that the offence is serious in nature and there are sufficient materials against the accused persons. This is a case U/S 302/120B/427/379/411/34 IPC and U/S 25(1-B)(a)/27 of Arms Act. It also appears from the record that the Hon'ble High Court did not grant bail to the other accused persons considering the serious nature of the offence. So considering the materials on record as well as the heinous nature of the

offence, I am not inclined to enlarge the accused Kaushik Paul on bail at this stage . Hence, the prayer for bail of the accused Kaushik Paul stands rejected.

To date for evidence.

Dictd by me

ASJ(FTC-II)

Addl. Sessions Judge,
FTC-II, Raiganj.

Sessions Case No. 136/2013

64/13-04-2018: Accused Kaushik Paul and Gour Barman are produced from J/C and remanded to J/C till the date fixed. Other accused persons in custody namely Biplab Chhetri and Ismail have not been produced before this Court.

Superintendent of Raiganj District Correctional Home I informed this Court by filing an application stating that accused Biplab Chhetri was transferred to Balurghat Central Correctional Home on 25-01-2017 for administrative ground and thereafter, he was again transferred to Malda District Correctional Home from Balurghat Central Correctional Home on 01-04-2018 for better treatment.

Another accused Ismail Ali was sent to Malda District Correctional Home on 04-01-2018 for better treatment. The Superintendent of Malda District Correctional Home has informed that due to non-availability of police escort, the accused Biplab Chhetri and Ismail Ali could not be produced before this Court.

Ld. Special P.P. files hajira . One petition U/S 317 Cr.P.C. is filed by the accused Pintu Dey @ Don.

No witness is present.

Prosecution prays for re-schedule of the case .

Heard Ld. Spl. P.P. and the Ld. Defence counsel.

The case is adjourned today.

To date i.e. 01-06-2018 & 02-06-2018 for evidence and production of the accused persons and appearance.

The Superintendent of Raiganj Correctional Home as well as Superintendent of Malda District Correctional Home are hereby directed to produce the accused on 01-06-2018 before this Court,.

The Superintendent of Police, Uttar Dinajpur is hereby requested to make necessary arrangement for police escort for production of the accused persons

Let a copy of this order be sent to the Superintendent of Police, Uttar Dinajpur and the Superintendent of Raiganj District Correctional Home and Malda District Correctional Home at once.

Court Inspector attached to this Court is directed to take necessary steps for sending the copy of order to the Superintendent of Police, Uttar Dinajpur , the Superintendent of Raiganj District Correctional Home and Malda District Correctional Home at once.

Dictd by me

ASJ(FTC-II)
Raiganj.

Memo No. 77 (3)

Sd/-
Addl. Sessions Judge,
FTC-II, Raiganj.

Dated: 13-04-2018

Copy forwarded to and taking necessary action.

1. The Superintendent of Police, Uttar Dinajpur
2. The Superintendent of Raiganj District Correctional Home
3. The Superintendent of Malda District Correctional Home.

Addl. Sessions Judge,
FTC-II, Raiganj.