

04.01.2022
Sayandeep
29.

CRA 145 of 2010

In the matter of: **Sri Somjeet Das**

.....Appellant.

Mr. Binoy Kumar Pandey

...for the Appellant.

Mr. Binoy Kumar Pandey, learned advocate appears for the State.

None appears for the appellant.

It appears from the order dated 30.11.2021 that the Department was directed to serve another Administrative notice upon the appellant for his personal appearance before this Court on 2.12.2021 and the notice was to be served through Officer-in-Charge, Khardah Police Station, North 24-Parganas. A report has been received from the department enclosing a written intimation of Inspector Shamsheer Ali, Officer-in-Charge, Khardah Police Station dated 6.12.2021. It appears from such report that service could not be made upon the appellant as no such person was found residing at the given address. A Certificate to that effect has also been submitted by the Chairperson, Board of Administrators, Panihati Municipality that Somjeet Das was not found at the address D-14, Omarabati, Sodpur, North 24-Parganas, Khardah.

The Paper Book has been prepared by the department.

On a perusal of the formal FIR, I find the address of Somjeet Das is 10, Kali kundu Lane, P.S. & District – Howrah.

In such circumstances, the Department is directed to send a fresh administrative notice to the Appellant Somjeet Das, a resident of 10 Kalikundu Lane, P.S. & District – Howrah through Officer-in-Charge, Howrah Police Station. Order dated 20.11.2012 reveals that Chief Judicial Magistrate, Howrah was directed to issue warrant of arrest against the appellant as he could not be traced out earlier. Learned Chief Judicial Magistrate Howrah is directed to place execution report in respect of convict/ Appellant Somjeet Das before this court on 18.01.2022 at 10.30 a.m.

Let the appeal be adjourned and fixed on 18.1.2022 for report from the department and personal appearance of the appellant.

The Paper Book may be handed over to the learned advocate for the State Mr. Binoy Kumar Pandey.

Let a copy of the order be sent to the Department and to Learned Chief Judicial Magistrate Howrah, for information and compliance.

(Ananda Kumar Mukherjee, J.)