

17.05. 2022
item No.6
n.b.
ct. no. 34

CRR 2530 of 2021
+
IA No. CRAN 1 of 2022

Sahani Begum & Ors.
Vs.
Isra Bano

Mr. Kaushik Gupta,
Ms. Aparna Basu Chowdhury,
Ms. Munmun Gangopadhyay,
Mr. Arnab Nandi,
Mr. Sparshamani Saha Poddar
.....for the Petitioners.

Mr. Sandipan Ganguly,
Mr. Arinuddha Bhattacharya,
Mr. Indranuj Dutta,
... for the opposite party.

Mr. Arijit Ganguly,
Mr. Sanjib Kumar Dan
... for the State.

This Court while assessing the Case Diary relating to Bowbazar Police Station Case no.212 dated 13.8.2021 found that for considerable period of time the three children were not available and the whereabouts of the present petitioners against whom the search warrant was directed to be issued by the Learned City Sessions Court was also not available at the available addresses.

In view of such conduct of the present petitioners this Court directed Mr. Kaushik Gupta, learned advocate appearing for the petitioners to furnish bank guarantee by way of a bond regarding availability of the three children at the instance of the

present petitioners as and when called for and required by a Court of law or by the mother who happens to be the complainant in case no. CNS 866 of 2022.

Mr. Gupta, learned advocate appearing for the petitioners expresses intention to file bank guarantee of Rs.25,00000/- (Rupees twenty five lakhs) for each of the children. To ensure that they are available at the given address as would be furnished before a Court of law.

Petitioners are directed to furnish such bank guarantee before the Metropolitan Magistrate, 16th Court, Calcutta by June 15, 2022. After the bond is furnished before the jurisdictional Court, the jurisdictional Court would be at liberty to waive the condition of the children being at a particular address. Such waiver should be only for the purposes of vacation and for a limited period of time and after affording opportunity to the complainant to have an audience on the issue of such waiver.

List the revisional application under the same heading on June 15, 2022.

Mr. Arijit Ganguly, learned advocate appears on behalf of the State and produced the Case Diary.

The investigating officer of the case is present in Court. Her further appearance for the day is dispensed with. She is directed to be present on the next date fixed for hearing.

All parties shall act on the server copy of this order duly downloaded from the official website of this Court.

(Tirthankar Ghosh, J.)