

29.04.2022.
Item No. 43.
Court No.13
ap

I.A. No. CAN 3 of 2022
In
W.P.A. No. 13444 of 2021
(Through Video Conference)

Sri Kingshuk Sengupta
Versus
The State of West Bengal & Ors.

Mrs. Malabika Saha,
Mr. Gunjan Kumar Singh,
Ms. Sharmistha Paul.

...For the petitioner.

Mr. Amitesh Banerjee, Id. Sr. Standing Counsel,
Mr. Tarak Karan.

..For the State.

Mr. Phiroze Edulji,
Mr. Samrat Goswami.

...For the CBI.

CAN 3 of 2022 has been filed seeking recall of
the order dated 16th March, 2022.

It is submitted that Counsel for the petitioner
could not be present despite notice, for reasons
beyond their control. It is further submitted that the
accused person in the charge-sheet, is in fact, not
absconding, and is actually available at various
addresses. It is also submitted that the said person is
also active on social media.

The petitioner shall be entitled to furnish the
aforesaid information to the police, and also to that
extent, before the Additional Chief Judicial Magistrate,
Sealdah/Sessions Court as and when the trial

commences. The police have already been directed to take steps for securing the presence of the accused in the trial, inter alia, by applying for proclamation and attachment. Suitable steps may be taken in that regard having due regard, to the further information that the petitioner, may give, as regards the accused person.

It is expected that the charge-sheet is put for committal as expeditiously as possible, and trial commenced and disposed of soon thereafter.

With the aforesaid observations, the instant application being CAN 3 of 2022 shall stand disposed of.

There will be no order as to costs.

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

(Rajasekhar Mantha, J.)