

**12.12.2023**  
**Serial no. 12**  
[G.S.D]

## **CRR 1090 of 2023**

**In the matter of : Biplab Mondal**

.... Petitioner

Mr. D. Banerjee

... for the petitioner

Mr. Arijit Chakrabarti

Mr. Deepak Sharma

Ld. advocate appearing for the petitioner expresses his agony regarding the manner in which C. 5166 of 2013 is progressing before the Id. JM, 5<sup>th</sup> Court, Alipore, 24 Parganas, South.

The Id. advocate submits that till date accused persons by way of one pretext and the other are stretching time. Ten years have passed since the initiation of the instant case.

Having considered the plight so expressed by the petitioner, I am of the view that the same is justified.

It has been informed that the next date is fixed on 22<sup>nd</sup> of December, 2023.

Having considered the same, I direct that the Id. trial court to fix a date on each and every week for the purposes

of this case and if it finds that the accused persons are not cooperating with the Id. trial court, in that case, the Id. Magistrate would direct the accused persons to be present before the Court each and every day irrespective of the fact whether the case has been fixed for litigation or not. All efforts be taken by the Id. Trial Court to close the evidence of P.W. 1 by 5<sup>th</sup> of January, 2024. The rest of prosecution witnesses, if any, be completed by 31<sup>st</sup> of March, 2023. The examination under section 313 of the cr.p.c. be completed by 30<sup>th</sup> of April, 2023. Defence be granted two months' time i.e. May, 2024 to June, 2024 for adducing evidence and by 31<sup>st</sup> of July, 2024, the Id. trial court would declare its verdict.

With the aforesaid observations, CRR 1090 of 2023 is disposed of.

Pending application, if any, is also disposed of.

Parties to act on a server copy of this order, duly collected from the official website of the Hon'ble High Court, Calcutta.

Urgent Photostat certified copy of this order, if applied for, be supplied to the parties, subject to compliance with all requisite formalities.

**(Tirthankar Ghosh, J.)**