

17.05.2024
Serial no. 7
[G.S.D]

CRR 1851 of 2024

In the matter of : Paban Kumar Modi @ Pawan Kumar Modi & Anr.

... .. Petitioners

Mr. Arnab Chatterjee
Ms. Dhanasree Biswas
Ms. Poulami Bose

... for the petitioners

Mr. Debasish Roy
Mr. Saryati Dutta
Mr. Saibal Kr. Dasgupta ... for the State

The petitioner is aggrieved by the fact of delay caused in the progress of the case.

I find that the present case is of the year 2023 being Farakka P.S. Case No. 237 of 2023 and the last of the order-sheet reflects that in December, 2023, chemical examiner's report was submitted before the Id. Special Court.

Having considered the period which has expired since the arrest of the present petitioner, I direct the Id. trial court to take all efforts to conclude the process of examination and framing of the charge(s) on the next date so fixed or, within a fortnight thereafter.

If, after consideration of charges, the Id. trial court is of the opinion that the trial of the case should proceed, in

that case, the Id. trial court would fix a schedule consisting of three dates and fix such schedule once in every three months so that the trial of the case be can be taken to its conclusion within a reasonable period of time.

In case, any witness is absent, in that case, the Id. trial court would communicate with the Superintendent of Police, Murshidabad, who would ensure regarding the availability of the witnesses or, in the alternative, submit a report before this court assigning reasons for non-availability of the witnesses.

No unnecessary adjournments be granted to any of the parties. Id. Public Prosecutor conducting the case would produce the materials, exhibits and documents on the date so fixed for examination of the witnesses. All stakeholders would cooperate with the Id. trial court so that the trial of the case is concluded at the earliest. The trial of the case would continue in spite of any resolution of the local Bar and the participating advocates in any manner or the other will not stall the proceedings in spite of such resolution.

With the aforesaid observations, CRR 1851 of 2024 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.)