

18.03.2026

Sl. No.01.

D/L.

Mithun.

Ct.No.29.

CRR/2568/2025

**Basir Ahmed @ Rafiqul @ Rafique Ahmed @ Rarik @ Md
Basir Ahammed @ Md. Basir Ahmad & Anr.**

Vs.

State of West Bengal

Mr. Satadru Lahiri,
Mr. Safdar Azam,

...for the petitioners.

Mr. Debasish Roy, Ld. P.P.,
Ms. Shreyasi Biswas,
Ms. Puja Goswami

...for the State.

Report submitted by the State is taken on record.

This is an application wherein petitioners have made very innocuous prayer for expeditious disposal of the proceeding being G.R. Case No.5020 of 2019 pending before learned Judicial Magistrate, 1st Additional Court, Basirhat.

Learned Counsel for the petitioners submits that after conclusion of recording evidence, argument on behalf of the prosecution has already been heard and 11.02.2026 was fixed for hearing argument on behalf of accused persons. The Court below has not fixed any further date for hearing of argument on behalf of the accused persons or for delivery of judgment. The petitioner is a Foreign National and due to pendency of the instant proceeding, he is not in a position to return his Country.

Petitioners further submits that while disposing CRR 907 of 2024, this Court made specific direction upon the Trial Court to either prepone the date prior to 24.04.2024 or in the alternative direct the police authorities to make arrangements for extending the travel documents of

the petitioners. Thereafter this High Court again make specific direction while disposing CRR 3089 of 2024 with the following observations:-

“Since the matter is pending for quite some time and evidence is concluded, the learned trial Court is directed to conclude argument prior to the ensuing annual vacation of the Court, without granting any unnecessary adjournment to either of the parties.

The learned Magistrate is at liberty to fix as many dates as required for hearing the argument but shall not exceed the time frame granted for conclusion of argument.”

Learned Counsel appearing on behalf of the State submitted a report wherefrom it appears that the Judicial Magistrate, 1st Additional Court, Basirhat is presently engaged in SIR (Special Intensive Revision) duty and, therefore, the next date of hearing argument on behalf of the accused persons has not been fixed.

Having heard learned Counsel for the petitioners and that the prayer made by the petitioners is justified, the instant application being CRR 2568 of 2025 is hereby disposed of directing the Judicial Magistrate, 1st Additional Court, Basirhat or the Court who is in-charge of that Court to fix next date for hearing argument on behalf of the accused persons on 24th April, 2026 and to deliver judgment within a period of one month thereafter.

This order is passed invoking this Court’s jurisdiction under Section 529 of the BNSS.

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

(Dr. Ajoy Kumar Mukherjee, J.)