

30.06.2025

ORDERS

Defense counsel has filed an application under Section 311 of Cr. P.C. seeking to reopen the case for defense evidence on the grounds that she was not able to lead the defense evidence on time, since she was undergoing treatment.

The complainant counsel filed objection contending that the case is very old one, the accused repeatedly taking adjournment, the case need to be closed early.

During the 313 statement, accused expressed an intention to adduce defense evidence. Why not she lead evidence on time is explained in the very application. The matter is very old is not a ground to deny the opportunity of fair trail. The 313 statement of accused was recorded on 07.01.2025. The present application filed on 17.04.2025. The case is of the year 2016. In view of the facts and circumstances of the case it is necessary to impose a condition that accused shall lead defense evidence without fail on next hearing date. Thus, I pass the following:

ORDER

Application filed under Section 311 of Cr. P.C. by the accused is allowed.

The accused is permitted to lead defense evidence. The accused shall lead defense evidence without fail on next hearing date.

Defense evidence by : 04-07-2025.

IV ACJM, Bengaluru.