

ORDERS ON APPLICATION U/Sec. 311
OF CR.P.C.

The counsel for the accused has filed an application U/sec.311 of Cr.P.C., praying to recall Pw.1 and permit the accused to further cross examine of PW.1 in the interest of justice.

2. On the contrary, learned APP has filed objection, in the objection he stated that, with an intention to drag on the proceedings the accused has filed this application. Further he stated that after laps of 2 years the accused has filed this application prays to reject the application.

3. Heard by both side and perused the materials placed on record.

4. The present application has been filed by the counsel for the accused praying to recall PW.1 and permit to the accused to further cross examine him.

5. On perusal of the file it appears that, on dated 15.02.2024 PW.1 was present before court on same day counsel for the accused had fully cross examined

of PW.1. The present counsel had filed NOC vakalath to the accused on 03.04.2024. thereafter remaining witnesses have examined on behalf of the prosecution. After conclusion the case stands posted for recording of statement of the accused U/s 313 of Cr.P.C. At this stage the accused has filed this application. The Cw1/Pw1 fully examined by counsel for the accused on 03.02.2024. therefore after lapse of 2 years the application filed by the accused without sufficient grounds, needs to be rejected. Hence, this court proceeds to pass the following:

ORDER

The application filed by the counsel for the accused u/sec. 311 of Cr.PC is hereby rejected.

For 313 statement.

Call on 30.04.2026.

**Prl. Civil Judge and JMFC.,
Channarayapattana.**

