

GR 897/2022
CNR No. WBCBOH000596-2022
Present: Sri Sanjib Roy, ACJM, Mekhliganj

Order No. 10
Dated: 19-08-2023

Today fixed for argument.

All five accused persons, on court bail are physically present.

Ld. APP and Ld. Defence Counsel are also present.

Now the record is taken up for argument.

Heard Prosecution and the defence in full.

Case is adjourned for an hour for delivery of judgement.

Dict. & corrected by me.

Sd/-

Addl. Chief Judicial Magistrate,
Mekhliganj, Coochbehar.

Sd/-

Addl. Chief Judicial Magistrate
Mekhliganj, Coochbehar.

Later

Judgement is prepared in separate pages.

All accused persons are present with their Ld. Advocate.

Judgement is pronounced and delivered in open Court.

Accused persons are found not guilty and are liable to be acquitted.

Hence, it is

ORDERED

that accused persons, namely, 1) Mithun Barman, 2) Sujan Barman, 3) Kukil Barman, 4) Rabi Das and 5) Dhanapati Barman are found not guilty for the offence punishable under section 448/323/34 of the Indian Penal Code and are hereby acquitted under section 255(1) of the Code of Criminal Procedure.

Sureties are discharged from their respective liabilities.

Accused persons be set at liberty.

In view of the solemn order of the Hon'ble High Court at Calcutta passed in CRA 266 of 2020 with CRAN 1 of 2020, copy of this judgment be sent to the District Magistrate and the Secretary, District Legal Services Authorities, Coochbehar for due intimation to the victim regarding their right to prefer an appeal and if necessary, to avail free legal assistance through the Legal Services Authority concerned.

In view of section 437A of the Code of Criminal Procedure accused are directed to furnish bond of Rs. 500/- each with one registered surety with the

undertaken to appear before any appellate Court as and when noticed. This bond will remain functional for next six months.

Dealing Assistant is directed to do the needful.

Dealing Assistant is further directed to make a note on the relevant registers and C.I.S.

Dictated & Corrected by me

Sd/-
Addl. Chief Judicial Magistrate,
Mekhliganj, Coochbehar

Sd/-(Sanjib Roy)
Addl. Chief Judicial Magistrate,
Mekhliganj, Coochbehar

Later

Bond of Rs. 500/- each under provision 437A of Cr.P.C. are filed by the accused persons, which are found fit and accepted.

Sd/-
Addl. Chief Judicial Magistrate,
Mekhliganj, Coochbehar