

Order dt. 10-01-2025

Complainant is absent by filing a petition. His Ld. Advocate is present.

Accused persons are present along with their Ld. Advocate and files fresh vokalatnama. They files their written objection.

This day is fixed for SR, appearance & hearing.

Heard the Id. Advocate for the complainant as well as the accused person. During hearing, Id. Advocate for the accused submits that instant is a counter blast of a criminal case started against the complainant and his family members at the instance of the accused person no.1.

Considered.

The complaint has been made in writing and this court would make over the case to another Judicial Magistrate under Sec.212 of BNSS, as such it is unnecessary for this court to examine the complainant while taking cognizance of this case.

The accused has been given the opportunity of being heard. In their defence they simpliciter apprised the court about pendency of a prior criminal case. Putting sole reliance on that plea, the complaint should not be thoroughly disbelieved and the same be thrown overboard at this stage. Under such circumstances, the court takes cognizance of the offence punishable under Sec. 115(2)/118(1)/126(2)/329(3)/329(4)/324(4)/303(2)/351(2)/3(5) of BNS.

Let the case record be transferred to the court of Ld. J.M, 1st court, Tamluk for trial and disposal.

To 11-03-2025 for appearance of the parties before the Id. Trial court and also for passing further order.

Inform parties.

Sd/-

Chief Judicial Magistrate
Purba Medinipur.

D/C by me.

Sd/-

C.J.M, Tamluk