

FORM FOR RECORDING DEPOSITION

In the Court of : Chief Judicial Magistrate, Dhalai Judicial District, Ambassa.

Present : Shri. D. P. Mishra.

Case No. : **PRC (WP) 04 of 2024**

Deposition of witness No. **PW-5** for the **Prosecution** recorded on oath or solemn affirmation under provision of OATHS ACT, 1969 (Act, 44 of 1969) on **04.12.2025** in the English language interpreted by me.

Name	Sri. Baban Debnath		Age	47	Years
S/o	Lt. Fulendra Debnath		Address	Nataji Nagar	
PS	Ambassa	Dist. Dhalai Tripura	Occupation	TSR (Government Servant)	

I know the complainant of this case namely, Soma Bala Das as she is my wife. I also know the accused persons namely, Raju Das, Rajib Das & Subrajit Das as they are from my locality.

The witness identified accused persons present in the Court.

The incident occurred on 26/12/2023, at about 10:30 pm, near my house, located at Netaji Nagar, Kulai. At that night, Raju Das, Rajib Das & Subrajit Das came to my home. At that time, I was present inside my home. Three of them entered in my house. They assaulted my elder son Bishal Debnath (22 years old) – and my younger son Bikram Debnath (19 years old). They assaulted my sons with ‘dandas’ (wood sticks). Hearing the hue and cry of my children, I myself and my wife came out. When I proceeded to save my children with my wife from the assault of accused persons, the accused persons assaulted both of us also with those ‘dandas’. They also pulled saree of my wife. Thereafter, I went to hospital with my wife for treatment.

Cross-examination

It is a fact that an FIR has been filed by informant Rajib Das (who is one of the accused persons of present case). In this FIR, along with myself, my two sons namely, Bikram Debanth and Bishal Debnath are the accused persons. As per the allegation in that FIR, I along with my two sons assaulted Raju Das, who is brother of Rajib Das, on 24/12/2023, at about 09:00 pm. The said FIR was registered on 24/12/2023, at about 11:15 pm.

The distance of Ambassa Police Station from my home is about half kilometre. It is a fact that I did not lodge FIR on that day of the incident.

It is a fact that in the FIR filed by Rajib Das, the charge-sheet has been filed and I am facing criminal trial.

It is a fact that I work as a TSR personnel and due to the nature of my work, I know several police personnels. It is a fact that I did not lodge FIR even on the next day of incident.

It is a fact that the Investigating Officer inquired me in connection with this case.

It is a fact that I stated to the Investigating Officer that - **at that night, Raju Das, Rajib Das & Subrajit Das came to my home; at that time, I was present inside my home; three of them entered in my house.**

At this stage, Ld. Defence Counsel has drawn the attention of the witness towards his statement recorded by the Investigating Officer u/s-180 of BNSS, wherein no such averment is specifically apparent **(subject to confirmation of I/O).**

It is not a fact that my statement that - **at that night, Raju Das, Rajib Das & Subrajit Das came to my home; at that time, I was present inside my home; three of them entered in my house** – is not true.

It is a fact that I stated to the Investigating Officer that - **they assaulted my elder son Bishal Debnath (22 years old) – and my younger son Bikram Debnath (19 years old); they assaulted my sons with ‘dandas’ (wood sticks).**

At this stage, Ld. Defence Counsel has drawn the attention of the witness towards his statement recorded by the Investigating Officer u/s-180 of BNSS, wherein no such averment is specifically apparent **(subject to confirmation of I/O).**

It is not a fact that my statement that - **they assaulted my elder son Bishal Debnath (22 years old) – and my younger son Bikram Debnath (19 years old); they assaulted my sons with ‘dandas’ (wood sticks)** – is not true.

It is a fact that I stated to the Investigating Officer that - **hearing the hue and cry of my children, I myself and my wife came out; when I proceeded to save my children with my wife from the assault of accused persons, the accused persons assaulted both of us also with those ‘dandas’.**

At this stage, Ld. Defence Counsel has drawn the attention of the witness towards his statement recorded by the Investigating Officer u/s-180 of

BNSS, wherein no such averment is specifically apparent **(subject to confirmation of I/O)**.

It is not a fact that my statement that - **hearing the hue and cry of my children, I myself and my wife came out; when I proceeded to save my children with my wife from the assault of accused persons, the accused persons assaulted both of us also with those ‘dandas’** – is not true.

It is a fact that several families reside near my house. It is a fact that I narrated the entire incident to the doctor.

It is not a fact that I did not narrate the entire incident to the doctor.

It is not a fact that I along with my two sons assaulted Raju Das and gave him injuries over face. It is not a fact that since brother of Raju Das filed case against us, I filed this case against them falsely through my wife. It is not a fact that whatever I have deposed in my examination-in-chief is false.

Typed to my dictation
and corrected by me

Read over and explained to the
deponent in English to which
the witness claimed to be
written correctly.

FORM FOR RECORDING DEPOSITION

In the Court of : Chief Judicial Magistrate, Dhalai Judicial District, Ambassa.

Present : Shri. D. P. Mishra.

Case No. : **PRC (WP) 04 of 2024**

Deposition of witness No. **PW-6** for the **Prosecution** recorded on oath or solemn affirmation under provision of OATHS ACT, 1969 (Act, 44 of 1969) on **04.12.2025** in the English language interpreted by me.

Name	Sri Bikram Debnath.		Age	19	Years
S/o	Sri Baban Debnath		Address	Nataji Nagar	
PS	Ambassa	Dist. Dhalai Tripura	Occupation	Student.	

I know the complainant of this case namely, Soma Bala Das as she is my mother. I also know the accused persons namely, Raju Das, Rajib Das & Subrajit Das as they are from my locality.

The witness identified accused persons present in the Court.

The incident occurred on 26/12/2023, at about 10:30 pm, at my house, located at Netaji Nagar, Kulai. At that night, Raju Das, Rajib Das & Subrajit Das came to my house under intoxication. Three of them assaulted me and my brother Bishal Debnath (22 years old) with fists, blows, kicks and ‘dandas’ (wood sticks). Hearing our hue and cry, my father Baban Debnath and my mother Soma Bala Das came out. They assaulted my father and my mother also. They also pulled saree of my mother. After that, my father and mother went to hospital for treatment.

Cross-examination

It is a fact that the Investigating Officer inquired me in connection to this case.

It is a fact that I stated to the Investigating Officer that - **at that night, Raju Das, Rajib Das & Subrajit Das came to my house under intoxication; three of them assaulted me and my brother Bishal Debnath (22 years old) with fists, blows, kicks and ‘dandas’ (wood sticks); hearing our hue and cry, my father Baban Debnath and my mother Soma Bala Das came out; they assaulted my father and my mother also.**

At this stage, Ld. Defence Counsel has drawn the attention of the witness towards his statement recorded by the Investigating Officer u/s-180 of BNSS, wherein no such averment is specifically apparent **(subject to confirmation of I/O).**

It is not a fact that my statement that - **at that night, Raju Das, Rajib Das & Subrajit Das came to my house under intoxication; three of them assaulted me and my brother Bishal Debnath (22 years old) with fists, blows, kicks and ‘dandas’ (wood sticks); hearing our hue and cry, my father Baban Debnath and my mother Soma Bala Das came out; they assaulted my father and my mother also** – is not true.

It is not a fact that whatever I have deposed in my examination-in-chief is false.

Typed to my dictation
and corrected by me

Read over and explained to the deponent in English to which the witness claimed to be written correctly.

FORM FOR RECORDING DEPOSITION

In the Court of : Chief Judicial Magistrate, Dhalai Judicial District, Ambassa.

Present : Shri. D. P. Mishra.

Case No. : **PRC (WP) 04 of 2024**

Deposition of witness No. **PW-7** for the **Prosecution** recorded on oath or solemn affirmation under provision of OATHS ACT, 1969 (Act, 44 of 1969) on **04.12.2025** in the English language interpreted by me.

Name	Smt. Kajal Bala Das		Age	63	Years
W/o	Sri Kebal Chandra Das		Address	Nataji Nagar	
PS	Ambassa	Dist. Dhalai Tripura	Occupation	Homemaker.	

I know the complainant of this case namely, Soma Bala Das as she is my daughter. I also know the accused persons namely, Raju Das, Rajib Das & Subrajit Das as they are from my locality.

The witness identified accused persons present in the Court.

The incident occurred on 24/12/2023, at about 10:30 pm, at house of my daughter, located at Netaji Nagar, Kulai. Usually, I stay at house of my daughter in the night. At that night, Raju Das, Rajib Das & Subrajit Das came to my daughter's house under intoxication. Three of them assaulted my grand-sons namely, Bishal Debnath & Bikram Debnath with fists, blows, kicks and 'dandas' (wood sticks). Hearing their hue and cry, I myself, my daughter Soma Bala Das and my son-in-law Baban Debnath came out. They assaulted my daughter and my son-in-law also. They also pulled saree of my daughter. After that, my daughter and my son-in-law went to hospital for treatment.

Cross-examination

It is a fact that my son-in-law resides in his own house and I have a separate house.

It is a fact that the Investigating Officer inquired me in connection to this case.

It is a fact that I stated to the Investigating Officer that - **at that night, Raju Das, Rajib Das & Subrajit Das came to my daughter's house under intoxication; three of them assaulted my grand-sons namely, Bishal Debnath & Bikram Debnath with fists, blows, kicks and 'dandas' (wood sticks); hearing their hue and cry, I myself, my daughter Soma Bala Das and my son-in-law Baban Debnath came out; they assaulted my daughter and my son-in-law also; they also pulled saree of my daughter.**

At this stage, Ld. Defence Counsel has drawn the attention of the witness towards his statement recorded by the Investigating Officer u/s-180 of BNSS, wherein no such averment is specifically apparent **(subject to confirmation of I/O).**

It is not a fact that my statement that - **at that night, Raju Das, Rajib Das & Subrajit Das came to my daughter's house under intoxication; three of them assaulted my grand-sons namely, Bishal Debnath & Bikram Debnath with fists, blows, kicks and 'dandas' (wood sticks); hearing their hue and cry, I myself, my daughter Soma Bala Das and my son-in-law Baban Debnath came out; they assaulted my daughter and my son-in-law also; they also pulled saree of my daughter** – is not true.

It is a fact that I went to the hospital with my daughter and son-in-law and narrated the entire incident to the doctor. I also revealed name of the accused persons and the time of incident to the doctor.

It is not a fact that whatever I have deposed in my examination-in-chief is false.

Typed to my dictation
and corrected by me

Read over and explained to the deponent in English to which the witness claimed to be written correctly.