

In the Court of Special 1st Court, Birbhum at Suri

Present: Shri Subhrajit Basu (WB01238)

Judge, 1st Special Court,
Suri, Birbhum.

Special Case No. 01 of 2021
(CNR No. WBBB01-000976-2021)

Order No. 14
10/11/2021

Ld. Advocate for the accused as well as Ld. Special Public Prosecutor is present.

Accused Safiul Alam is produced from J/C.

The case is fixed today for consideration of framing of charge.

One application is filed on behalf of the prosecution for speedy trial and for allowing the State to read out the charge to the accused person and fixing a schedule. Proposed draft charge is filed along with said petition.

One petition is filed on behalf of the accused stating that documents supplied to him are incomplete and some of the documents mentioned in the charge-sheet were not supplied to him and the accused prays for direction upon the prosecution to supply such documents.

Copy served.

Heard both sides.

Objection is raised by the prosecution stating that all the documents have been supplied to the accused and that the instant petition is filed by the defence for causing delay in trial.

It appears from the order sheet that on an earlier occasion, similar plea was taken by the accused and this Court directed the prosecution to supply copies of the documents to the accused on 12.04.2021 and the same were duly supplied as has been noted by the Court in its order dated 19.04.2021. Since then no objection has been raised from the side of the defence regarding non-supply of any documents and all on a sudden today this petition is filed alleging once again that some documents have not been supplied to the accused person.

However, no details regarding the documents sought for by the defence is given in the petition.

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Considering the aforesaid circumstances, this Court finds that the petition of the defence for supplying of documents is not tenable and the same stands dismissed.

Another petition is filed on behalf of the defence praying for adjournment of charge hearing for non-supply of documents.

The defence has also filed an application today praying for discharge on the ground mentioned therein.

Copy has been duly served upon the State.

This Court is of the view that discharge petition is required to be heard along with charge hearing.

As such the matter is fixed on **23.11.2021** for hearing of the discharge petition and charge hearing.

At this stage, one application is made on behalf of the prosecution for supply of certified photocopies of orders dated 12.04.2021, 19.04.2021, 27.09.2021 and the instant order dated 10.11.2021 free of cost.

Prayer is considered and allowed.

Judge-In-Charge, Copying Department, Civil Section, Suri, Birbhum is directed to supply the certified photocopy of orders to the Ld. Special P.P. free of cost as early as possible.

Let a copy of this order be sent to the Judge-In-Charge, Copying Department, Civil Section, Suri, Birbhum for compliance.

Dictated & corrected
by me.

Sd/- Subhrajit Basu
Judge, 1st Special Court,
Birbhum at Suri.

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Judge, 1st Special Court,
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