

West Bengal Form No. 3953.

High Court Criminal Form No. (O) 36.

CHARGE WITH FIVE HEAD

[No.XXVIII (I), Schedule V, Act V, 1898.]

[Sections 221, 222, 223, Code of Criminal Procedure.]

Name & Office

of the Judge I, Sarbani Mallik (Chattopadhyay),
Addl. Sessions Judge, 2nd Court, Suri, Birbhum.

Name of the

accused person hereby charge you 1. Sadhu Molla, 2. Fazal Molla, 3. Papia Bibi,
4. Beauty Bibi and 5. Sk Rakib

as follows -

Firstly : On 18.04.2022 at 8:00 a.m the accused person came to the house of the defacto complainant and thereby you committed house trespass by entering into the house of the defacto complainant which is used as a human dwelling house and thereby you committed an offence punishable u/s-448/34 of IPC with common intention and within the cognizance of this court.

Secondly : On 18.04.2022 at 8:00 a.m the accused person came to the house of the defacto complainant and thereby you committed house trespass by entering into the house of the defacto complainant which is used as a human dwelling house and you assaulted the defacto complainant and thereby you committed an offence punishable u/s-323/34 of IPC with common intention and within the cognizance of this court.

Fourthly : On 18.04.2022 at 8:00 a.m the accused person came to the house of the defacto complainant and thereby you committed house trespass by entering into the house of the defacto complainant which is used as a human dwelling house and you assaulted the defacto complainant and tried to kill her by assaulting on her head with such intention and knowledge and under such circumstance that if by that act cause the death of the defacto complainant you would have been guilty of murder and you thereby committed an offence punishable Under Section **307/34** I.P.C. with common intention and within the cognizance of this Court.

Secondly : On 18.04.2022 at 8:00 a.m the accused person came to the house of the defacto complainant and thereby you committed house trespass by entering into the house of the defacto complainant which is used as a human dwelling house and you assaulted the defacto complainant and outraged her modesty by opening her wearing apparels and that you thereby committed an offence punishable Under Section

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354/34 I.P.C., and within the cognizance of this Court.

Fourthly : On 18.04.2022 at 8:00 a.m the accused person came to the house of the defacto complainant and thereby you committed house trespass by entering into the house of the defacto complainant which is used as a human dwelling house and you assaulted the defacto complainant and outraged her modesty by opening her wearing apparels and threatened her and committed criminal intimidation by threatening the defacto complainant at the time of commission of offence with intent to cause alarm to defacto complainant which you are not legally bound to do and that you thereby committed an offence punishable Under Section **506/34** I.P.C., and within the cognizance of this Court.

And I hereby direct that you be tried by the said Court on the said charge. The contents of the said charge is read over and explained to the accused persons in Bengali to which they pleaded not guilty and claimed to be tried.

Dated this the 8th day of August, 2025

Addl. Sessions Judge,
2nd Court, Suri, Birbhum.

S.C. No. 239/23
S.T. No.06(08)25

Order No. 01
Dated 08.08.2025

Today is fixed for appearance and for consideration of charge.
The accused person, namely, Sadhu Molla, Fazal Molla, Papia Bibi, Beauty Bibi and Sk Rakib on court bail is present.

Ld. Spl. P.P is present.

Ld. Advocate for the accused person is present.

The record is taken up for consideration of charge.

Heard both sides regarding consideration of charge. After hearing both sides and on perusal of the materials on record, I find that a prima facie case under Section 448/323/307/354/506/34 of IPC against accused Sadhu Molla, Fazal Molla, Papia Bibi, Beauty Bibi and Sk Rakib a has been established. Charge is accordingly framed with four head under Section 448/323/307/354/506/34 of IPC against accused Sadhu Molla, Fazal Molla, Papia Bibi, Beauty Bibi and Sk Rakib in prescribed form which be tagged with the record. The contents of the charge is read over and explained to the accused person in Bengali to which the accused person pleaded not guilty by saying "Ami Nirdosh" and claimed to be tried.

Fix 06.09.2025 for evidence of CSW No. 1.

Prosecution is to see that summons upon the said witnesses are issued accordingly.

Witnesses are directed to be present accordingly and for non-compliance of the same provision of section 350 of the Code of Criminal Procedure will be followed.

The I.O is hereby directed to be remained present during entire schedule by producing every witness.

Let a copy of this order be sent to the Superintendent of Police, Birbhum, and I.O. of this case for their information.

Dictated & corrected

Addl. Sessions Judge,
2nd Court, Suri, Birbhum

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